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**News Media Coverage  
January 2008**

## University of San Diego Print Media Coverage January 2008

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**SAN DIEGO CLIPPING**  
**SD Union Tribune**

JAN - 1 2008

**University of San Diego  
tops its fundraising goal**

**SAN DIEGO:** The University of San Diego has surpassed its goal to raise \$200 million, a six-year effort that has resulted in a new science and technology center, alumni center and residence halls, among other things.

Nearly 23,000 donors contributed to the campaign. The money has been used to expand programs, including the new School of Peace Studies; upgrade athletic facilities; and more than double the university's endowment, which is valued at more than \$300 million.

Campus leaders will celebrate the achievement at 10:30 a.m. Thursday at the newly constructed Mother Rosalie Hill Hall, which houses the School of Leadership and Education Sciences.  
-E.S.

**SAN DIEGO CLIPPING  
SD Union Tribune**

JAN - 1 2008

**SHORT TAKES**

**USD meets funding goal**

University of San Diego completes \$200 million, six-year effort to finance new facilities, expand programs and enlarge endowment. **B2**



JAN 14 2008

# International Community Foundation Gifted Home, \$4M Endowment

The International Community Foundation was gifted the home of John and Christy Walton in National City, where ICF will establish a center for cross-border philanthropy. The Waltons also gave the ICF \$4 million to maintain the property. "By gifting our former home to ICF, my family seeks to promote bi-national programs, initiatives and dialogue between the U.S. and Mexico that we hope will lead to expanded cross-border philanthropy, while at the same time preserving a piece of National City's rich cultural history," said Christy Walton.

Sharp HealthCare Foundation has reached its \$50 million capital campaign goal with a gift of \$500,000 from the Stephen and Mary Birch Foundation. The campaign has received more than 7,000 gifts, which will be used for Sharp Metropolitan Medical Campus, including the new Sharp Memorial Hospital and Sharp Chula Vista Medical Center.

Rao and Padma Makineni donated \$1 million to La Jolla Playhouse for the play development center. Housed at the Joan and Irwin Jacobs Center for La Jolla Playhouse, the center is where rehearsals and opening night celebrations are held. Managing Director Steven Libman said "the board of trustees, staff and artists of La Jolla Playhouse express their deep-



## GIVING

Joyce Glazer

Ernest Rady and the Rady Family Foundation contributed \$5 million to the Rady School of Management at UC San Diego. The gift will support the construction of phase II of the Rady School campus. The final construction will complete the campus of the school, and provide facilities for educators and scholars. "Ernest Rady and the Rady Family Foundation have provided extraordinary leadership support for our campus," said Chancellor Marye Anne Fox.

The Birch Aquarium at Scripps Institution of Oceanography received a \$750,000 challenge grant from the Conrad N. Hilton Foundation. The first installment of the grant has been received and the aquarium is working toward raising the remaining \$375,000 to realize the total grant. The funds will be used to support its educational program and exhibit about climate change.

The National MS Society's 21st an-

est gratitude for the exemplary support of Rao and Padma Makineni and are proud to identify a building that represents the heart and soul of the Playhouse in recognition of their generosity."

nual Union Bank of California MS Auction Dinner raised \$550,000 for multiple sclerosis research and programs and services for people with MS. Other sponsors included Clear Channel Radio San Diego, Continental Airlines, Nordstrom, Sycuan Resort & Casino, Kaiser Permanente, Qualcomm Inc. and Barefoot Wine.

The Donald P. Shiley Center for Science and Technology, the Degheri Alumni Center, the Missions Café and Fitness Center, and Mother Rosalie Hill Hall have all been completed on the University of San Diego campus as a result of the \$200 million capital campaign. Darlene Shiley, chair of USD's board of trustees, along with USD President Mary Lyons made the announcement on Jan. 3.

The AT&T Foundation is providing \$130,000 in grants to support 19 nonprofit organizations in San Diego through a technology grant program. The program helps nonprofits integrate technology into their operations, and places technology in the hands of underserved populations. A \$10,000 grant was awarded to Boys & Girls Clubs of East County to support efforts to acquire a new donor database.

La Jolla Historical Society received a \$39,000 grant from Las Patronas, which

will enable the society to create additional archival storage and shelving units along with equipment needed for digitization of the society's image collection.

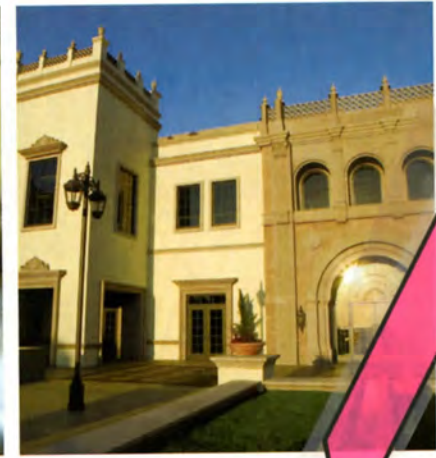
Loews Coronado Bay Resort & Spa hosted a "Gift of Art" art exhibit and fund-raiser that raised \$15,000 for fire relief efforts. The exhibit showcased works of Doris Besikof, who donated a painting to each person who donated to Modest Needs Foundation, an organization dedicated to preventing poverty.

Barona Valley Ranch Resort & Casino donated \$4,482 to Kids Korps USA to benefit wildfire relief efforts and \$6,154 to the Junior League of New Orleans for Hurricane Katrina relief. "We are so happy to donate to these very important organizations," said Linda Devine, assistant general manager of sales and marketing, Barona Valley Ranch Resort & Casino.

The Torrey Pines Kiwanis gave \$86,000 to 33 area service organizations, representing proceeds from the 2007 La Jolla Festival of the Arts. This is the 21st year of the festival, which raises funds for organizations that provide sports or educational programs to those with disabilities.

Please send Giving items to San Diego philanthropist and contributing writer Joyce Glazer at [jglazer@sdbj.com](mailto:jglazer@sdbj.com).





## 200 million reasons **TO WATCH** the **University** of San Diego

The \$200 million **Campaign for the University of San Diego** exceeded all expectations.

We have increased our student scholarships, enhanced our academic programs, further empowered our faculty, supported our student-athletes and dramatically expanded our facilities. You made USD the university to watch. Thank you!



JAN 25 2008

# USD lecturer returns with San Diego Opera previews

By Leah Masterson  
TODAY'S LOCAL NEWS

For North County residents planning to travel south for San Diego Opera performances this season, musicologist Ron Shaheen offers something to enhance the experience.

For four years, he's lent his musical expertise to the Carlsbad Cultural Arts Office Opera Previews series. He'll return to the Schulman Auditorium at the Carlsbad City Library to give in-depth multimedia lectures on the composers, characters, history and music of all five San Diego Opera productions.

Two additional presentations have been added to this year's lineup: one will feature a screening of two classic comedies, "What's Opera Doc?" — a Merrie Melodies cartoon starring Bugs Bunny, and "A Night at the Opera," with Groucho, Chico and Harpo Marx.

The second addition, "Carlsbad to Karlovy Vary," in which singers will compete to represent Carlsbad at its sister city's Dvorak International Vocal Competition later in the year.

Shaheen is a singer, voice teacher and professor at the University of San Diego. He teaches the fundamentals of music, music appreciation and history and researches composers, why they wrote what they did, and what it meant for the time period. He gives pre-performance lectures at the San Diego Opera but said the Opera Previews series offers a more in-depth look.

"The opera is a very important cultural institution, and this gives people the opportunity to plug in and tune into it," he said. "I love the audience in Carlsbad. They make it a great experience to share what I know."

Leah Masterson: (760) 752-6754;  
leah.masterson@tlnews.net

## 'Tannhäuser'

Composer: Richard Wagner

Tannhäuser flees Venus, the goddess of love, and returns to earthly life only to learn he is condemned by all in his community — except Elisabeth. Despite the pope condemning him to eternal damnation, he is saved by the pure love of Elisabeth.

"The interesting thing about Tannhäuser is that Wagner wrote it in 1845, and then revised it 16 years later," said Shaheen, who will give insights into Wagner's early works. "In this opera, you can see early Wagner and the beginnings of his mature style."

## 'Mary, Queen of Scots'

Composer: Gaetano Donizetti

This classic lyric opera examines the political and religious love triangle between England's Queen Elizabeth, who loves the Earl of Leicester, and her cousin, the rebellious Queen Mary Stuart of Scotland, who is loved by the Earl of Leicester.

"This opera really reflects the Italian Romantic Movement," Shaheen said. "There's this great interest in history, and especially English history, which percolates down to Italian cultures."

## 'Cavalleria Rusticana' and 'Pagliacci'

Composer: Pietro Mascagni/Ruggero Leoncavallo

These one-act operas tell torrid love stories plagued by affairs, jealousy, tragedy and murder.

"Those two operas are a very specific kind of opera at the late 19th century — Verismo," Shaheen said. "They are very violent and have a very realistic focus on realistic subjects — the common people."

## 'Aida'

Composer: Giuseppe Verdi

Forbidden love is the focus of this Italian grand opera. Despite their countries being at war, an Ethiopian slave falls in love with an officer in the Egyptian army.

"Aida is one of the greatest operas ever composed by Verdi," Shaheen said.

"Verdi spent some time in Paris learning about grand opera, and Aida is the culmination of his mature style. This opera also has pageantry. There's the great triumphant theme in Act 2 and great music and drama from beginning to end."

## 'The Pearl Fishers'

Composer: Georges Bizet

In this tragic love story filled with romantic and melodic music, a virgin priestess shatters the friendship of the two men who love her.

"This is a very interesting opera," Shaheen said. "It's not done that often, but it shows another side of Bizet's compositional style. Usually grand opera ends with some kind of grand excitement, but this opera ends with a whimper. It's a very interesting touch."



Charles Castronovo is Nadir in Georges Bizet's "The Pearl Fishers," produced by Zandra Rhodes. Larry Merkle

## DETAILS

### Opera Previews series

**What:** The Carlsbad Cultural Arts Office will offer a series of lectures on the San Diego Opera season, led by musicologist Ron Shaheen.

**When:** 10 a.m. Saturdays

"Tannhäuser," tomorrow

"Mary, Queen of Scots," Feb. 16

Opera Plus: "Carlsbad to Karlovy Vary" vocal competition (not part of S.D. Opera season), Feb. 23

"A Night at the Opera" and "What's Opera Doc?" (not part of S.D. Opera season), March 1

"Cavalleria Rusticana"/"Pagliacci," March 22

"Aida," April 12

"The Pearl Fishers," May 3.

**Where:** Schulman Auditorium at Carlsbad City Library, 1775 Dove Lane

**Cost:** Free

**Information:** (760) 434-2904



Jan. 25, 2008



San Diego Opera's version of Giuseppe Verdi's "Aida." *Ken Howard*

#### OPERA WATCHING TIPS

"The greatest works can take a lifetime to understand," said musicologist Ron Shaheen, who gives the following advice to anyone who is new to the opera. "Going to an opera is not like going to the movies, or like any other popular form of entertainment today."

- Read and research the opera. Finding a synopsis is a good place to start. "Knowing how an opera ends won't spoil the experience," he said. "It's not the destination, it's the journey. The more one is familiar with the details of the story, the more one will appreciate the musical events that reinforce, illustrate or comment upon the story."
- Research the composer and the cultural events that surround the creation of the opera.
- Attend a live lecture or take advantage of the online educational materials offered by the opera company. San Diego Opera ([sdopera.com](http://sdopera.com)) provides 20-minute podcasts for each opera it features.
- Listen to a recording of the opera, or watch a video beforehand. "Great music, like all great art, has multiple layers of meaning which cannot be fully digested in one hearing," Shaheen said.





## Catholic Immigrants Go Protestant

La Prensa San Diego, News Report: Pablo Jaime Sáinz · Posted: Feb 22, 2008

ADVERTISEMENT

SAN DIEGO -- Before migrating to the United States, Rolando Figueroa would never eat red meat on Fridays during Lent in his native Mexico. But when he arrived in San Diego, he began attending a Baptist church looking for answers.

"It was there that I realized that I was following Catholic traditions that I never understood," Figueroa said. "Now that I'm a Baptist and know my faith, I don't follow absurd traditions that I didn't even know the meaning of."

It is during Lent season that many immigrants like Figueroa have begun to change their trips to the beach on Holy Friday for Bible study.

One of them is Maria Quijada, a Mexican woman living in Imperial Beach. She left the Catholic Church because she didn't relate to its practices.

"The truth, I was looking for a faith that would fulfill my spiritual need," said Quijada, who is a Jehovah's Witness. "I started looking for something better."

Like Figueroa and Quijada, there are thousands of Latin American Catholics that, when they migrate to the United States, leave Catholicism to join a different Christian denomination. The first thing that comes to mind is that these immigrants are betraying their traditions to embrace the new Anglo culture. But this change goes beyond just assimilating into a new culture.

### The reasons

Alberto Hernandez, a sociologist at Colegio de la Frontera Norte in Tijuana and author of the study "La conversión religiosa como proceso transnacional" ("Religious Conversion as a Transnational Process"), said that the sociological and psychological factors of migration affect all aspects of an immigrant's life.

"The experience of migration is an experience of changes, where there are also religious changes," Hernandez said. "Immigrants, when experiencing all the changes included in migration, begin to ask themselves a series of questions. Maybe other churches, and not the Catholic Church, has the answers for them."

Orlando Espin, professor in the Department of Theology and Religious Science at the University of San Diego, a Catholic university, said that several factors make Mexican immigrants leave Catholicism.

"The most common reason is that they didn't feel welcomed in the Catholic Church in the U.S.," Espin said. "Another reason is that they feel truly convinced of the ideas of other churches. Another reason is to maintain family harmony. When a member of the family converts to another denomination, sometimes there are confrontations among family members. In order to avoid this, for example, the husband also changes denominations."

There are three different forms of Catholicism in Mexico and the rest of Latin America, according to Espin.

The first group includes those who are practicing Catholics. These attend Mass every Sunday, are involved in Church activities, and are an important part of their Catholic communities.

The second group is made up of Catholics who follow the cultural traditions. They attend Mass and follow Catholic traditions because it's the norm in their families and their societies.

There's a third group of Catholics that rarely attend Mass, but still they practice a popular form of Catholicism. On December 12, for example, they pay tribute to Our Lady of Guadalupe. But in general, they're not committed to the Church. According to Espin, the majority of Mexicans practice this form of Catholicism.



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"Many of them, even though they're Catholics, don't practice Catholicism firmly," he said. Enrique Mendez, retired director of the former Hispanic Affairs office that's now part of the Office for Cultural Diversity at the Diocese of San Diego, said that arriving at a new country causes religious confusion among immigrants.

"They don't know how to distinguish among churches because there are so many," he said. Hernandez also said that "many non-Catholic churches give social support to undocumented and field workers. This creates a sort of commitment in part of the immigrants."

But Hernandez said that perhaps in Mexico, immigrants only knew the Catholic Church, and many didn't even know people from other religions.

"When they migrate, options begin to grow," he said.

Other Mexican immigrants, such as Maria Quijada, who is a Jehovah's Witness, are disappointed at the Catholic clergy. The sexual scandals that have been made public in recent years have something to do with this.

"A priest in Mexico tried to rape my sister," Quijada said. "Little by little in our family we realized what was happening in the Church: Priests raping children, something that had happened for years, but until today everything is public."

### **The Catholic Church in the U.S.**

Some critics argue that the U.S. Catholic Church, which for the most part is administered by bishops of Irish origin, doesn't meet the needs of Mexican immigrants, because they don't speak the same language and don't follow the same traditions.

But Orlando Espin, professor in the Department of Theology and Religious Science at the University of San Diego, said that this isn't always true.

"It would be an injustice to generalize. I think that this varies from church to church," Espin said.

Sociologist Meredith Mc-Guire, cited in the study "The Latino Face of American Catholicism," completed by the Center for the Study of Latino/a Catholicism at Univ. of San Diego, states that the differences between the Church in the U.S. and Latin America are strong.

"Many Latinos don't find a sense of community in the U.S. Catholic Church; many have become Protestants, but many others don't identify with Catholicism so strange to their cultural experience."

Rodrigo Valdivia, director of the Office of Cultural Diversity at the Diocese of San Diego, said there are several reasons why many Latino immigrants end up joining other denominations when they arrive in this country.

One of them is that the Catholic Church reflects the culture of the U.S., just like in Mexico, Central, and South America it reflects the cultures of those regions, Valdivia said.

"The majority of immigrants find a Catholic Church that doesn't look familiar on the surface," he said. "They meet other communities that offer support but guide them towards different beliefs that don't include the seven sacraments nor do they give a place of honor to the Virgin. Also, many Latino immigrants come from rural zones but settle in urban areas in the U.S. In their homeland they knew their brothers in faith and the priests, but when they get here they meet with very large and impersonal communities."

There are almost one million Catholics in the Diocese of San Diego. A little bit less than 50 percent of those are Latinos, Valdivia said.

"This means that the Catholic Church of San Diego is responding to the Latino people which is made up of about 500,000 faithful," Valdivia said. "This year, 15 to 20 percent of those converted to Catholicism in Easter will be Latinos. Every year hundreds of Latinos turn to Catholicism."

Valdivia said that the number of churches that offer mass in Spanish is growing in San Diego County.

Without a doubt, Spanish is an important aspect among Catholic immigrants. In San Diego, 57 churches and chapels offer Spanish-language mass on Sundays, Valdivia said.

The Church in this country, like many other things, works in a more orderly fashion than in Latin American countries, he said.

"The clergy culture reflects the characteristics and values of the society –organization and individualism," Valdivia said. "The result it's more difficult for immigrants to recognize the Church. It would be impossible to try to change the dominant culture, and it would be ignorant to ask it to change, but we have, and we continue to, tried to serve all cultures in the Diocese."

Some critics say that smaller churches offer a sense of community that's lacking in the U.S. Catholic Church.

Those same critics say that the percentage of Catholic people that really knows their religion is really low. When they come to the U. S. they have feel a spiritual emptiness.

Feeling far from their homeland, they try to fill it. In their places of origin they were used to attend Mass together or participate in church events. Non-Catholic Christians in the U.S. tend to have more activities around their church, some Protestants say.

But Valdivia said that many Catholics, although they join other denominations, still consider themselves Catholics.

"Many of our Latino brothers that celebrate in other religions return to the Catholic Church to celebrate Ash Wednesday, Christmas and Easter. The Church still recognizes them and respects their Catholic rights, such as matrimony, confession, and burial. The Church supports religious freedom and treats with respect other Christian denominations and even other religions (Muslims, Jews, etc.)," Valdivia said.

#### **Related Articles:**

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[Evangelical Church Sues Georgia Over Immigration Law](#)

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**SAN DIEGO CLIPPING**  
**SD Reader**

JAN 31 2008

**Choral Scholars of USD** Enjoy wide variety of literature from all periods when ensemble performs for "Friends of Music" series. Offering.

619-466-4163. Sunday, February 3, 4 p.m., La Mesa First United Methodist Church, 4690 Palm Avenue. 619-466-4163. (LA MESA)



February 7, 2008

## CEC at RB

The Old Globe Theater will premiere a new musical, "Dancing in the Dark," based on the motion picture "The Band Wagon," in March. The Continuing Education Center will attend the matinee on Saturday, March 15. Transportation from Remington Club II is included in the price of \$74 members, \$79 nonmem-

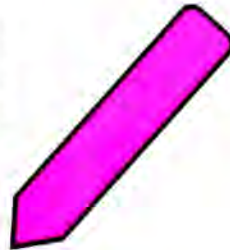
bers. Reservation deadline is Feb. 23.

Dr. Dennis Rohatyn continues a three-part biography of Henry David Thoreau at 1:30 p.m. Wednesdays, Feb. 13 and 20. On Tuesday, Feb. 12, Dr. Vicki Golich describes "Outsourcing—Good, Bad and Ugly," at 10 a.m.

Do world election results necessarily reflect the voice of the majority? Dr. Randy Willoughby of the University of San Diego addresses that topic in "Politics & Election Rules" 10 a.m. Tuesday, Feb. 19.

Remington Club lecture fees are \$5 members, \$7 nonmembers. Pre-registration at 858-387-0464 is appreciated.

CEC, a "fitness center for the mind," is an all-volunteer nonprofit organization which offers noncredit college-level lectures at Remington Club Phase II, 16916 Hierba Drive in Rancho Bernardo. For information or reservations, call the CEC office at 858-487-0464 or find details on the Internet at [www.cecrb.org](http://www.cecrb.org). Memberships through Aug. 31 are \$15 for individuals and \$30 for couples.



JAN 28 2008

# Home Builders Focus on Survival in 2008

**FINANCE** *USD Burnham-Moores Center for Real Estate conference examines housing downturn*

BY MANDY JACKSON  
CREJ Staff Writer

**W**ith the housing market forecast to continue its decline in 2008, residential real estate sales and development this year may look like a season of television's "Survivor," in which contestants do anything they can to survive under tough conditions.

The real estate edition of "Survivor" is set in the offices of California Realtors and home builders instead of the mountainous terrain of southeast China, but competitors will still attempt to outwit, outplay and outlast their peers as housing sales volumes and prices continue to slow as predicted during the University of San Diego's Burnham-Moores Center for Real Estate Eighth Annual Residential Real Estate Conference on Dec. 12.

As he kicked off the program, Mark Riedy, executive director of the Burnham-Moores Center, said, "You learn more from the scars that you get than from all of the achievements you make in your lifetime."

Riedy went on to say that after everyone accumulates new scars and the housing industry recovers, there will be fewer competitors in the marketplace.

"It is going to be a professional's marketplace," said Jason Hall, co-owner, president, chief financial officer and chief operating officer of **Re/Max**



At the eighth annual Residential Real Estate Conference hosted by the University of San Diego's Burnham-Moores Center for Real Estate, Robert Kleinhenz of the California Association of Realtors forecast a 9 percent drop for single-family home resales in California and a 4 percent decline for the statewide median price in 2008.

**Associates** in San Diego.

There will be fewer home sales in 2008 and fewer real estate agents competing to do those transactions, Hall said.

The current residential slowdown is the first time ever that a downturn in the housing market has had an impact on the economy, rather than an economic downturn harming the housing market, according to USD associate professor of economics Alan Gin, who produces the monthly

San Diego index of leading economic indicators.

"The threat to the local economy is housing," Gin said.

The **Standard & Poor's/Case-Shiller** Home Price Index shows that San Diego County home prices dropped 11 percent from November 2005 to November 2007.

Since then, the region has reached the lowest level of residential building permits issued in a year since the early 1990s, according to Gin. San Diego saw about 7,500 residential units authorized in 2007, which was 35 percent less than the number of building permits issued in 2006 after that year was down 29 percent from 2005 levels.

San Diego County lost 5,500 construction jobs, nearly 2,000 brokers, agents and escrow clerks, and about 500 mortgage-lending jobs. The hotel, restaurant, professional and technical services, government and health care sectors picked up the slack, keeping growth at about 10,000 new jobs in 2007, down from about 17,000 in 2006.

However, Gin said a local recession caused by real estate is unlikely because other sectors of the economy are doing well. Growth in the leisure industry and at San Diego high-tech and professional service firms will keep commercial real estate from feeling much of the impact from

See **SURVIVAL**, page 7



# SURVIVAL

Continued from page 3

housing, he said.

Gin predicted slower job growth in 2008, with only 8,000 to 10,000 new positions, along with higher unemployment and slower economic activity in San Diego.

In the housing market, Gin said there will be continued pressure on prices, with the decline limited to a percentage in mid- to high single-digits. He said prices will bottom out in mid-2008 and rise again in 2009, and he expects the number of residential building permits to reach 15,000 to 20,000 units per year after 2009.

In terms of the national economy, Gin forecast 1.5 percent to 2 percent growth for the gross domestic product in 2008. He successfully predicted that the Federal Reserve would cut another 75 basis points from the federal funds rate, dropping it to 3.5 percent.

"California and the national economy should be steady as she goes," said Robert Kleinhenz, deputy chief economist at the **California Association of Realtors**.

As other sectors outside of real estate continue to grow, so will the economy, he said.

## California Outlook

For the United States in 2008, Kleinhenz forecast 2.7 percent growth in the gross domestic product, a 1.1 percent increase in jobs with unemployment rising to 5 percent from 4.6 percent in 2007, a 2.8 percent rise in inflation and 2.7 percent growth in disposable income.

In California, Kleinhenz predicted .9 percent more jobs in 2008, a higher unemployment rate at 5.7 percent from 5.2 percent in 2007, a 1.1 percent increase in the state's population and a 3.1 percent increase in disposable income.

With sales of 265,030 single-family detached homes in October on a seasonally adjusted annualized basis, the California resale market fell below 300,000 units for the first time since the 1980s, according to Kleinhenz. The median price for an existing single-family house peaked at \$597,640 in April and fell to \$497,110 by October, down 9.9 percent from a year earlier.

Kleinhenz put the blame for the rapid price drop in 2007 on tighter mortgage underwriting standards that started with subprime borrowers and spread to well-qualified homebuyers, because the credit crunch limited the number of buyers in the market and the amount of money they could spend.

"The underwriting standards will be with us for a long time," he said. "The credit crunch will be over in a few more months — we hope."

Once it is over, Kleinhenz said California's median resale home price should reach the mid-\$500,000s again by the end of 2008.

However, he also said the last large group of mortgages with introductory low-interest rates will reset at much higher rates during the next four to six months. If the higher monthly payments cause homeowners to default on their mortgages, the fallout will take place during the second half of 2008.

Kleinhenz is optimistic about the ability of most homeowners to hold on to their homes when higher interest rates kick in.

"Prime borrowers will be able to hold on and a lot of subprime will too," he said.

According to **DataQuick Information Systems**, lenders filed 72,571 notices of default on residential mortgages — the first step before a foreclosure — in third-quarter 2007, up 34.5 percent from the second quarter and 166.6 percent higher than third-quarter 2006.

Still, the **Mortgage Bankers Association** reported a delinquency rate of 3.6 percent in California for second-quarter 2007 and a foreclosure rate of 1.2 percent. The long-term average in the state since 1974 is 3.9 percent for delinquencies and .81 percent for foreclosures.

Kleinhenz said there is no sign of a significant recovery for six to 18 months. He forecast a drop

in sales from 367,500 single-family homes in 2007 to 334,500 this year for the state's resale housing market — a 9 percent reduction after a 23 percent drop between 2006 and 2007. The median price is expected to fall 4 percent from \$576,000 last year to \$553,000 this year. Prices rose 3.5 percent in 2007 despite a drop in sales volume.

## Surviving the Slowdown

As sales continue to slow, Hall suggested that companies look for opportunities to pick up market share in areas where other firms are losing business to survive the continued housing downturn.

"Look at your long-term plan, but be able to answer where you're next five transactions will come from," Hall said. "Business is not going to come to you, you have to go get it."

In a down market, it's all about survival, said

Joseph Anfuso, president of Stockton-based **Florsheim Homes**.

Anfuso said survival is all about the four Cs — a watchful eye on cash flow; customer service to keep buyers from backing away from purchases; knowing the competition better than they know themselves, and good communication, both internally with staff and externally through the media.

Steve Atwood, senior vice president at **National City Mortgage**, said attitude is everything.

"This will likely be a two-year process," Atwood said. "Waiting for solutions won't work, but patience and perseverance will."

He blamed lenders, borrowers and the government for the billions of dollars in risky mortgages made during the past few years that resulted in the credit crunch and led to tighter underwriting

standards and fewer loan originations.

"Prior to the August meltdown, we thought it was going to be a normal market correction in 2008," Atwood said. "The workout period will likely go beyond '09 unless there is significant reform to [the Federal Housing Authority], Fannie Mae and Freddie Mac."

Private lenders and publicly traded mortgages companies should look at reforming residential lending before state and federal regulators do it, he said.

Dan Holbrook, president of San Diego-based **Protivity Real Estate Consultants**, encouraged conference attendees to look for new ways to serve customers' needs.

"Whatever you did in 2005, 2006 and 2007 is not working," Holbrook said. ■

— E-mail Mandy\_Jackson@DailyJournal.com



JAN 23 2008

## Experts: Long-term outlook better for region, despite market troubles

By THOR KAMBAN BIBERMAN  
*The Daily Transcript*

SAN DIEGO — Capital will continue to be tight and there will be a major shakeout in the homebuilding industry, but San Diego is likely to lead the way out of the recession.

These were a few conclusions reached during the University of San Diego's Burnham-Moores Center for Real Estate 12th annual conference, held Tuesday at the San Diego Marriott Hotel & Marina.

John Robbins, Wachovia Securities Wholesale Mortgage managing director, said for all the press about mortgage defaults and the subprime mortgage mess, only about 1.6 percent of loans are in some step of the foreclosure process, and only half of those actually go to sale.

He said 93 percent of standard mortgage borrowers make their payments on time and at least 80 percent of subprime borrowers are making their payments on time as well.

"People compare this time to the Depression," Robbins said. "It is nothing like the Depression. During the Depression, 50 percent of mortgages were in arrears, unemployment was 25 percent and 35 percent of banks failed. We have a long way to go before that happens."

We may not be headed toward a depression, but Robbins said lenders have done some stupid things lately, and that they better clean up their act if they wish to remain around.

See **Outlook** on 10A

## Outlook —

*Continued from Page 1A*

"You had a new, 100 percent no asset, bad credit loan, and they wonder what went wrong," Robbins said.

Robbins said investment firms found themselves with large pools of mortgages that were suddenly worth a lot less than their original value.

"They were either forced to sell at a loss or they had to accept a much lower rate of return," Robbins said.

Robbins said up until recently, Wachovia was number one in the country in issuing mortgage-backed securities.

"We are issuing zero today," he added.

Robbins said the mortgage market isn't going to improve until housing inventory levels



decline significantly.

He said there is about a 12-month supply of new and resale residences in San Diego County today.

Robbins predicts that the housing market will stabilize next year, and in 2010 it should be strong once more.

"The greatest golden age may well lie ahead of us," Robbins said, adding that San Diego is likely to lead the charge.

That may be, but Burland East, **Silver Portal Capital** managing partner, said a large number of California-based homebuilders saddled with land they may not be able to sell are going to file for Chapter 11 bankruptcy within the next year.

"And about a dozen lenders will be following suit," East said, before adding that the commercial mortgage-backed securities market "is in tatters until 2009."

On the upside, East added that this is an excellent time to buy land that builders are willing to unload at a substantial discount.

"The acquisition divisions of these companies have been cut by 90 percent," East said.

East, convinced we are already well into a recession, recalled that Sam Zell started gathering office buildings in 1992 when everyone was telling him he was crazy.

He sold his Equity Office Properties to a **Blackstone Group** (NYSE: BX) entity for about \$27 billion last year.

The 850,000-square-foot Plaza at La Jolla Village, which is now owned by **The Irvine Co.**, was among those EOP assets.

"EOP, Archstone (with Tishman Speyer) ... these were highly leveraged deals," said

Janice Sears, **Bank of America Securities** managing director.

"This was in a time of record M&A (mergers and acquisition) activity with readily available, inexpensive debt financing."

Along with evaporating debt financing, the big portfolio plays seem to have slowed significantly since the EOP transaction early last year. Sears said the market remains very volatile.

"There's a significantly reduced appetite for risk. We're really going back to basics," Sears said.

Sears added that while there is still a strong demand for real estate as an asset class, people will continue to be wary until the markets settle down.

She also suggested that where pools of mortgages are concerned, people will be even more apt to shy away.

"They are saying 'If I can't figure out what's in there, I'm not going to buy it,'" Sears said.

Mary Ludkin, a private real estate equity managing director for **Heitman**, of Chicago, said while there will be growth in the national economy, it will be "excruciatingly slow."

"A three-quarters-of-a-point drop in the interest rate today shows how dire the Fed believes the circumstances are," Ludkin said.

Robert White, president of New York City-based **Real Capital Analytics**, also didn't appear thrilled about the short-term prospects.

"We can say goodbye to the incredible bull run for commercial properties," White said.

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JAN 23 2008

# Commercial property still cooling off

## Experts say trend will continue in '08

By Mike Freeman  
STAFF WRITER

San Diego commercial real estate was red hot until late last summer, when it ran into a head wind created by an imploding housing market and weakening economy.

That head wind is expected to continue, and perhaps stronger, through 2008, according to experts who spoke yesterday at the University of San

Diego commercial real estate forecast conference.

"Even if it's not a recession, it's going to feel like one," said Mary Ludgin, managing director of the U.S. Private Equity Group for Heitman, a Chicago-based real estate investment manager.

Invited by USD's Burnham Bores Center for Real Estate, the annual conference aims to predict what's in store for commercial real estate in the coming year. It focused mainly on jittery credit markets, which first broke down in the wake of the subprime home

loan crisis.

Those jitters have spread to a certain degree to commercial real estate — making financing or refinancing more difficult for offices, apartments, hotels and other commercial buildings.

There is still capital available in commercial real estate, which has yet to see a surge in bad loans like the one that crippled the home lending market.

But interest rates are higher for commercial loans, underwriting is more cautious and lenders are demanding larger

SEE Real estate, C5

## ► REAL ESTATE

CONTINUED FROM PAGE C1

## Some speakers say market may improve by '09

down payments from borrowers, said Janice Sears, head of the Western region real estate investment banking arm for Bank of America Securities.

"There has been a flight to quality," she said, but there are still loans to be had.

While several speakers expected things to improve by 2009, they were guarded in venturing too far ahead with predictions — in part because the current economic climate is different than the ones in past downturns.

Despite record home foreclosures and steep declines in home values, unemployment rates and interest rates remain low.

"We are in an unprecedented period," said John Robbins, immediate past chairman of the

Mortgage Bankers Association of America. "We're looking at a potential recession, and yet the underlying economic fundamentals are healthy."

The pessimistic forecast is in glaring contrast to last year's conference. Then, real estate mogul Sam Zell — whose Equity Office Properties was the target of a bidding war eventually won by The Blackstone Group — told the San Diego audience that there had never been so many investors, with access to so much cheap capital, interested in buying commercial buildings.

San Diego was at the center of this appetite for properties. Prices for commercial properties soared. In one record deal, Dutch real estate investment firm Wereldhave paid \$210 million, or more than \$550 per square foot, for the 23-story Advanced Equities Plaza downtown.

San Diego ranked 17th worldwide for the dollar value of commercial real estate deals last year at \$10.4 billion. That's ahead of both Moscow and

Shanghai and not far behind Dallas, Greater Miami and Phoenix, said Robert White, president of Real Capital Analytics of New York.

Some buyers took out big loans on their buildings. They forecast aggressive leasing and rent rate increases to justify their purchase price. When Wereldhave bought Advanced Equities Plaza in July, it said it expected a return of just 5 percent when the building was fully leased, which it forecast by year end.

Today, the building is 20 percent vacant, according to CoStar, a real estate research firm.

A slowing economy makes higher occupancy and rent increases less likely. But it remains to be seen whether commercial building buyers will suffer the same fate as some homeowners in not being able to pay or refinance their loans. It hasn't happened yet to any significant degree, according to real estate experts.

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Monday, January 21, 2008

editor@sddt.com

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## Real estate conference offers wealth of timely topics

By THOR KAMBAN BIBERMAN, The Daily Transcript

Monday, January 21, 2008

The 12th annual real estate conference Tuesday hosted by the University of San Diego Burnham-Moores Center for Real Estate may not have the **Countrywide Financial Corp.** CEO, who had originally been scheduled, but will have no shortage of speakers on topics ranging from the health of capital markets to "green" building.

The conference, which will be held at the San Diego Marriott and Marina, 333 W. Harbor Drive, runs from 7:30 a.m. to noon and will include panel discussions of nationally recognized speakers, focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate.

John M. Robbins Jr., the immediate past chairman of the Mortgage Bankers Association and **Wachovia Securities** Wholesale Mortgage Division managing director, will be delivering the keynote address following introductions at 8 a.m.

Robbins may be best known here for having founded American Residential Mortgage Corp., which was sold to **Chase Bank** in 1994. Robbins was formerly CEO of American Mortgage Network (AmNet), a San Diego-based wholesale mortgage bank he co-founded. **Wachovia Bank, N.A.** bought **AmNet** in 2005.

Robbins has been chairman of the Policy Advisory Board for the Burnham-Moores Center since 1994.

Robbins replaces Angelo Mozilo, chairman and CEO of Countrywide (NYSE: CFC), who was unable to participate because of unforeseen scheduling conflicts resulting from the proposed acquisition of Countrywide by **Bank of America** (NYSE: BAC).

Herb Tasker, **Mason-McDuffie Mortgage Corp.**, chairman and CEO, will begin the program. Tasker is a past president of the Mortgage Bankers Association.

Mason-McDuffie, of San Ramon, specializes in the origination and servicing of commercial mortgage investments.

The company was formed in 1982 by the managing partners and officers of the commercial loan department of Mason-McDuffie Co., a diversified real estate general partnership originally established in 1887.

Two senior real estate investment bankers and the CFO of the real estate investment trust whose \$736 million initial public offering was one of the largest equity REIT initial public offerings last year, will offer their perspectives on today's capital markets.

Moderated by capital markets consultant Joe Tyson, the session will include Steven Osgood, executive vice president of **DuPont Fabros Technology, Inc.** (NYSE: DFT) of Washington, D.C.; Janice Sears, **Banc of America Securities** of San Francisco, western region head and managing director; and Burland (Burl) East, **Silver Portal Capital** of San Diego managing principal.

DuPont Fabros is a Washington, D.C.-based operator of wholesale data centers.

Banc of America Securities is reportedly "the largest hard-to-borrow matched book on the (Wall) Street, with more than \$10 billion in securities."

Silver Portal Capital of Carmel Valley has raised no less than \$12 billion in equity capital.

From 10 to 10:10 a.m. students will be called up for the Daniel B. Woodruff Memorial Scholarship winners.

Following a 20-minute networking session, a panel will discuss the economics of green buildings from 10:45 to 11:15 a.m.

Norman G. (Norm) Miller, professor of real estate, USD Burnham-Moores Center; and Jay Spivey, director of new product development and analytics for the **CoStar Group** (Nasdaq: CSGP) in Atlanta; are the intended panelists for this session.

CoStar has a weekly "Green Report" on the topic of the changing LEED (Leadership in Energy and Environmental Design) requirements.

The final panel, from 11:15 a.m. until 12:15 p.m., will discuss differing property types and whether they are headed "north" or "south."

The session will be moderated by John Kratzer, **JMI Realty**, president and CEO, whose firm developed Petco Park and the ballpark district.

The panelists for this last session include Mary Ludgin, a Chicago-based **Heitman** managing director; and Robert White, president of **Real Capital Analytics** of New York City.

Contact USD's Jodi Waterhouse at (619) 260-4231 for registration information.





Friday, January 25, 2008

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## Panel discusses potential challenges in 2008 economic environment

By JERAN WITTENSTEIN, The Daily Transcript

Friday, January 25, 2008

National employment data in recent weeks have given both economists and investors indication that a recession may be on the way in 2008. Some are claiming a recession has already begun.

Whether or not San Diego experiences a technical recession — generally characterized by two consecutive quarters of job losses — may not change the fact that the economic environment will be challenging in the year to come, according to a panel of economists and industry representatives who spoke at the 24th annual County of San Diego Economic Roundtable Friday at the University of San Diego.

Though there was some divergence of opinion, housing-related problems and their impact on the broader economy was the focal point among presenters.

"In my view, we are in a recession right now but not in the classic sense," said Alan Gin, professor of economics at USD, and one of the event's more optimistic speakers.

Gin said that San Diego would most likely avoid overall job losses because the growing tourism and hospitality industry will continue to offset job losses in construction and real estate. However, hospitality jobs are typically lower paying jobs, Gin acknowledged.

"Nobody knows for sure are we in a recession now or is this just a slowdown, but there are a lot of indicators that those parts of the economy that have compensated for problems in housing are going to have a hard time, at best, doing the job through the first half of 2008," said University of California, San Diego Professor of Economics James Hamilton.

Hamilton, who called 2007's home price declines in San Diego "modest," forecasts much larger declines ahead.

Other issues troubling Hamilton about the San Diego economy: recent spikes in unemployment, falling consumer confidence, and the possibility of weakness in construction spilling into other areas like commercial real estate.

"2008 could well be a disaster," Hamilton said. "It seems to me the worst is yet to come."

Gin predicted single digit home price declines in the first half of 2008 in San Diego and a bottoming in the second half of the year, although he said he "may be a little bit optimistic there."

Over the last 35 years there have only been four years that San Diego has experienced job losses, according to Gin.

"It's hard for me to imagine a scenario where we actually have a decline in jobs in San Diego," he said.



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editor@sddt.com

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## Realty experts upbeat, yet wary

By JOHN PATRICK FORD

Thursday, January 31, 2008

It was hard to put a smile on the real estate market in January. That was the test facing a panel of industry experts attempting to forecast 2008.

The annual Burnham-Moores real estate conference did a heroic job, despite rather gloomy charts and an uneasy audience assessing the damage brought on by a collapsed mortgage market. It didn't help that the forum opened on the morning the Dow Jones dumped 450 points, but quickly recovered when the Federal Reserve tossed a bone with an emergency 3/4-point interest-rate cut to stop the market hemorrhage.

All the speakers were upbeat and at times humorous. Herb Tasker quipped in his introduction of the keynote speaker that you can't sell a mortgage company today. You have to pay someone to take it away. He should know as CEO of the Mason-McDuffie Mortgage Co.

The keynoter speaker, John Robbins of Wachovia Securities, thought the statistics were not indicative of a recession to come. One out of every three U.S. homes is free and clear of debt; only 5 percent of the others have adjustable-rate mortgages (ARM); only 6 percent of the ARM loans are in foreclosure at the present time.

This is favorable when compared with the 50 percent foreclosure rate during the Great Depression also impacted by 25 percent unemployment and the failure of 35 percent of the banks.

The current yardsticks seem miniscule when compared with the dollar losses being stripped out of banks and investment funds for the bad loans and securities on their books. Robbins reminded the anxious realty specialists that the market is huge. He warned that homeowners cripple the mortgage market by using their homes like an ATM machine to withdraw equity.

In reference to the hybrid security called "collateralized debt obligation" (CDO), the speaker, a past president of Mortgage Bankers Association, said you can't make a beauty out of two uglies by uniting subprime mortgage portfolios with bonds secured by assets with speculation values. Robbins called the CDO market the "toxic waste" in today's economy.

On the positive side, the keynote address predicted a 5 percent unemployment rate would remain stable; the security rating industry would restore confidence in the market; new Securities and Exchange Commission regulations must let the market work itself without bureaucratic obstacles.

Robbins opposed freezing subprime loan rates and foreclosures as proposed in the stimulus package working its way through Congress with President Bush's encouragement. Some citizen opinion polls indicate opposition to taxpayer bailouts of greedy lenders and Wall Street gurus who should have recognized the risk of subprime mortgages.

Even more condemning are the vocal critics of homeowners who lied about their ability to repay a teaser-rate loan. Let them eat cake, write prominent commentators.

Back to the conference panel, Joseph Tyson, a realty consultant, told the audience he did not want to depress anyone with the news that the real estate investment trust (REIT) market is down 25 percent.

Overriding the bad news reports, the next panelist, Burl East of Silver Portal Capital, gave the audience some lighter moments of reflection.

"In the mortgage markets, the young go bankrupt, just like in the jungle where the babies are eaten," he mused.

That observation is being fulfilled by the number of risk managers and even CEOs of major investment banks who have lost their jobs.

So what's ahead in the real estate market? The panel consensus indicated three more quarters of foreclosures generating more losses and writedowns of loan portfolios. The futures market has written in further Federal Reserve interest rate cuts, also confirmed by Janice Sears of Bank of America.

Welcoming remarks by Dr. Mark Riedey, director of the Burnham-Moores Center for Real Estate at the University of San Diego, reminded the large audience that real estate is an industry driven by deals. The deal of the year was made by Chicago's realty mogul Sam Zell. He sold his Equity Office Properties empire to The Blackstone Group for a cool \$27 billion at the top of the market. Blackstone's shares have declined 46 percent since then.

More deals came from the infusion of Asian sovereign-wealth funds to stabilize the mortgage market early this year. New foreign capital sheltered a few major U.S. investment banks from probable capital deficiencies. Over \$20 billion of foreign equity was injected into Citigroup and Merrill Lynch from oil-rich Middle East governments and China.

However, there is hope for the future, East predicted. God stopped making land, but people keep coming to the Southwest in ever larger numbers seeking shelter and a better life. Demographics forecast mortgage debt to be triple today's market by 2030.

Perhaps the sharpest comment of the conference was East's retrospective remark that if Louis Rukeyser came back from the dead, he would say, "I told you so."

*Ford is a freelance writer based in San Diego. He can be reached at [johnpatrick.ford@sddt.com](mailto:johnpatrick.ford@sddt.com). Comments may be published as Letters to the Editor.*



1 of 17 DOCUMENTS

US States News

January 24, 2008 Thursday 4:33 AM EST

## COUNTY TO CO-SPONSOR 24TH ANNUAL ECONOMIC ROUNDTABLE

**BYLINE:** US States News**LENGTH:** 350 words**DATELINE:** SAN DIEGO

San Diego County issued the following press release:

Housing Downturn, Job Outlook and Local Economy Top Agenda This Friday, Jan. 25

Six regional experts will forecast San Diego County's economy for the coming year at a roundtable to be held at the University of San Diego's Joan B. Kroc Institute for Peace & Justice this Friday, Jan. 25, from 8 a.m. to 12 noon.

County Board of Supervisors Chairman Greg Cox will kick off the 2008 Economic Roundtable, which is a free annual event sponsored by the County of San Diego, the San Diego Union-Tribune, the San Diego Workforce Partnership, and the University of San Diego School of Business Administration. Among the hot topics for 2008 are economic stimulus plans, job stability, the housing downturn, border wait times and the local economy.

"With all the turmoil in the financial market, this year's roundtable may be the most important one we have ever held," said Chairman of the Board of Supervisors Greg Cox.

"Even the most optimistic economists say the housing market will continue to decline over the next six months, leading to more layoffs at construction and real estate firms and more belt-tightening by mortgage-strapped consumers. But while some economists say the slowdown in the housing market will last several years, others say the market could hit bottom by next summer and start to recover by early or mid-2009," said Dean Calbreath, staff writer for the San Diego Union-Tribune.

Calbreath, a business writer for the Union-Tribune, will be the moderator for the roundtable. Other speakers at the Economic Roundtable include Mark Cafferty, Interim President & CEO of the San Diego Workforce Partnership, Inc.; Dr. Alan Gin, Associate Professor of Economics at the University of San Diego; Elisa Arias, SANDAG Planner; Marney Cox, SANDAG Chief Economist; Isabel Hall, Vice President & General Manager of McMillin Realty; and Dr. James D. Hamilton, Professor of Economics at UCSD.

More than 300 people attend each year to hear panel members discuss the region's fiscal stability, employment outlook, commercial and residential growth.

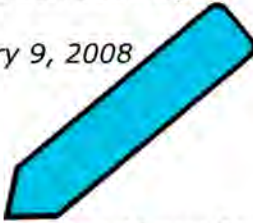
**LOAD-DATE:** January 25, 2008**LANGUAGE:** ENGLISH**PUBLICATION-TYPE:** Newswire

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Daily Business Report

January 9, 2008



REAL ESTATE

**USD's** Burnham-Moores Center for Real Estate will host its 12th annual Real Estate Conference Jan. 22 at the **San Diego Marriott Hotel & Marina**. Keynote speaker will be **Angelo Mozilo**, chairman and CEO of **Countrywide Financial Corp.**, headquartered in Calabasas. The conference will include panel discussions focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate. The conference lasts from 7:30 a.m. to noon.

The first panel will focus on "What Are the Capital Markets Telling Us?" Panelists are **Steven Osgood**, executive v.p. and CFO of **DuPont Fabros** in Washington, D.C.; **Janice Sears**, managing director and western region head of **Bank of America Securities**, San Francisco; and **Burl East**, managing principal of **Silver Portal Capital**, San Diego.

The second panel will explore the "Hard Facts about the Economics of Building Green/Sustainable Community Development." Panelists are **Jay Spivey**, director of new product development and analytics at **CoStar Group**, Atlanta; and **Norm Miller**, professor of real estate at the Burnham-Moores Center for Real Estate.

The conference will conclude with a discussion of "Commercial Real Estate Markets and Property Types -- Heading North or South?" by **Mary Ludgin**, managing director of private real estate equity at **Heitman** in Chicago; and **Robert M. "Bob" White**, president of **Real Capital Analytics** in New York City.

For a conference agenda or to register for the event, go to [usdrealestate.com](http://usdrealestate.com). For questions, contact **Jodi Waterhouse**, at [jodiw@sandiego.edu](mailto:jodiw@sandiego.edu) or at (619) 260-4231.

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**SAN DIEGO CLIPPING**  
**SD Union Tribune**

**JAN - 6 2008**

**COUNTRYWIDE CHIEF TO SPEAK**

Angelo R. Mozilo, chairman and CEO of Countrywide Financial Corp., will be the keynote speaker Jan. 22 at a conference sponsored by the University of San Diego's Burnham-Moores Center for Real Estate. Information: (619) 260-4231 or [usdce.org/bmcre/conference](http://usdce.org/bmcre/conference).





Thursday, January 17, 2008

editor@sddt.com

<http://www.sddt.com>

Source Code: 20080117cxa

## USD real estate center announces keynote speaker for conference

Thursday, January 17, 2008

John M. Robbins Jr., immediate past chairman of the Mortgage Bankers Association of America, will be the keynote speaker at the University of San Diego Burnham-Moores Center for Real Estate's 12th Annual Real Estate Conference Tuesday, Jan. 22 at the San Diego Marriott Hotel & Marina.

Robbins is currently a managing director of Wachovia Securities Wholesale Mortgage Division, a wholly owned subsidiary of **Wachovia Bank**, N.A.


He replaces Angelo Mozilo, chairman and CEO of **Countrywide Financial Corp.**, who was unable to participate because of unforeseen scheduling conflicts resulting from the proposed acquisition of Countrywide by **Bank of America**.

The entire conference runs from 7:30 a.m. to noon and will include panel discussions of nationally recognized speakers, focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate.



## Daily Business Report

*January 18, 2008*



**John M. Robbins Jr.**, past chairman of the **Mortgage Bankers Association of America**, will be the keynote speaker at the **USD Burnham-Moores Center for Real Estate's** 12th annual Real Estate Conference Jan. 22 at the **San Diego Marriott Hotel & Marina**. Robbins is a managing director of **Wachovia Securities Wholesale Mortgage Division**, a wholly owned subsidiary of **Wachovia Bank**. He replaces **Angelo Mozilo**, chairman and CEO of **Countrywide Financial Corp.**, who was unable to participate because of unforeseen scheduling conflicts resulting from the proposed acquisition of Countrywide by **Bank of America**.

The entire conference runs from 7:30 a.m. to noon and will include panel discussions of nationally recognized speakers focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate.



SAN DIEGO CLIPPING

Daily Transcript

JAN 18 2008

**USD names new keynote speaker**

John M. Robbins Jr., immediate past chairman of the Mortgage Bankers Association of America, will be the keynote speaker at the University of San Diego Burnham-Moores Center for Real Estate's 12th Annual Real Estate Conference Jan. 22 at the San Diego Marriott Hotel & Marina.

Robbins is currently a managing director of Wachovia Securities Wholesale Mortgage Division, a wholly owned subsidiary of **Wachovia Bank**, N.A. (NYSE: WB).

He replaces Angelo Mozilo, chairman and CEO of **Countrywide Financial Corp.** (NYSE: CFC), who was unable to participate because of unforeseen scheduling conflicts resulting from the proposed acquisition of Countrywide by **Bank of America** (NYSE: BAC).

The entire conference runs from 7:30 a.m. to noon and will include panel discussions of nationally recognized speakers, focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate. **Source Code: 20080117cxa**





Wednesday, January 16, 2008

editor@sddt.com

<http://www.sddt.com>

Source Code: 20080116cxa

## Countrywide CEO cancels USD real estate conference appearance

Wednesday, January 16, 2008

Angelo Mozilo, chairman and CEO of **Countrywide Financial Corp.**, will not participate in the Jan. 22 University of San Diego Burnham-Moores Center for Real Estate annual conference as previously scheduled.

**Bank of America** announced last week it is acquiring Countrywide, the nation's largest mortgage lender, for \$4.1 billion in stock. USD is citing "unforeseen scheduling conflicts resulting from the proposed acquisition," as reason why Mozilo will not attend the conference.

The entire conference runs from 7:30 a.m. to noon at the San Diego Marriott Hotel & Marina and will include panel discussions of nationally recognized speakers, focusing on capital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate.

USD says it will announce a new keynote speaker as soon as possible.





Friday, January 04, 2008

editor@sddt.com

<http://www.sddt.com>

Source Code: 20080104tqe

## George Chamberlin's Money in the Morning

Friday, January 4, 2008

President Bush has gathered together this morning the members of his **Working Group on Financial Markets** that include Fed head Ben Bernanke, Treasury Secretary Henry Paulson and SEC chairman Christopher Cox. You can bet that today's miserable jobs report will be a major topic of discussion. The Labor Department reported that U.S. payrolls grew by just 18,000 in December, way below the experts prediction of 50,000. And, the unemployment rate jumped to 5.0 percent, the highest level in two years. The buzz is that the president will propose a major economic stimulus package when he delivers his State of the Union address on Jan. 28.

\*\*\*\*\*

A Poway man was one of the 11 people included in a federal grand jury indictment filed in Detroit by the **Department of Justice** that alleges they were operating an international stock fraud that used illegal spamming to lure investors into a "pump and dump" scheme. The indictment says 47-year-old John Bown of Poway is being sought for his role in the e-mail campaign that was "touting thinly traded Chinese penny stocks at artificially inflated prices." Unlike many other "pump and dump" scams, the DOJ alleges that the Chinese companies that were being pitched were willing accomplices in the scheme.

\*\*\*\*\*

Speaking of the Internet, I noticed a new word being used in a press release from **FranklinCovet** that probably will become very popular. The company said it will hold a "webinar" to discuss with shareholders its financial results for the past quarter. More and more companies, of course, are using the Web to hold seminars both for their employees and investors, so why not combine the two words together?

\*\*\*\*\*

The upcoming Real Estate Conference sponsored by The **Burnham-Moores Center for Real Estate at USD** could be very interesting. Angelo Mozilo, the controversial CEO of Countrywide Financial, will be the keynote speaker at the conference on Jan. 22 at the San Diego Marriott Hotel & Marina. You can get more details on the event and make reservations by calling the Center at 619-260-4231.

\*\*\*\*\*

The *Transcript's* technology correspondent Phil Baker will be my guest this Sunday on Money in the Morning on KOGO/AM 600 at 10 a.m. Phil will be on his way to the giant **Consumer Electronics Show** in Las Vegas and will give a preview of the new products that are expected to be rolled out at the event.

— George Chamberlin, Executive Editor





# Burnham-Moores real estate conference kicks off week



## On the Agenda

By Tiffany  
Stecker

SAN DIEGO — This is the week of updates and forecasts, when San Diego's top analysts convene to discuss results from extensive research and countless shakes of the Magic 8-Ball. Three local companies report quarterly earnings.

### Local events

The Burnham-Moores Center for Real Estate at the University of San Diego will hold its annual real estate conference Tuesday, featuring various panel discussions focusing on capital markets and general real estate trends. John Robbins, managing director of Wachovia Securities Wholesale Mortgage Division, will speak. The event will begin at 7:30 a.m. at the San Diego Marriott and Marina. For more information, call Jodi Waterhouse at (619) 260-4231.

The first Asian Business Association Rice Club luncheon of 2008 will be held Tuesday, with Dennis Bushman of the San Diego County Water Authority speaking. The meeting begins at noon at Jasmine Seafood Restaurant, 4609 Convoy St. in Kearny Mesa. To register, call (858) 277-2822.

The 24th Economic Roundtable, the longest-running local economic forecasting event in San Diego County, will be held Friday morning. The roundtable will forecast 2008 from a fiscal, employment, commercial, and residential growth outlook. The event will begin at 8 a.m. at the Joan B. Kroc Center for Peace and Justice on the University of San Diego campus. For more information, contact the San Diego Workforce Partnership at (619) 228-2900 or visit

SanDiegoAtWork.com.

The San Diego World Trade Center will present the 2008 China Business Update and Outlook Friday, an all-day conference focusing on the Chinese economy, manufacturing and business climate. County Supervisor Ron Roberts will speak, along with Yao Sufeng, commercial counselor at the Chinese Consulate General in Los Angeles. The event begins at 9:30 a.m. at the Hojel Auditorium at the Institute of the Americas, on the University of California, San Diego. For information, visit [sdwtc.org](http://sdwtc.org).

Up the street from *The Daily Transcript* Banker's Hill headquarters, the San Diego Regional Airport Authority will hold a public meeting Thursday. This will be the last meeting to discuss the draft Environmental Impact Report for improvements to the airport. The meeting will begin at 6 p.m. at the Ohr Shalom Synagogue, 2512 Third Ave. For more information, visit [san.org](http://san.org).



JAN 21 2008

# Real estate conference offers wealth of topics

By THOR KAMBAN BIBERMAN  
*The Daily Transcript*

SAN DIEGO — The 12th annual real estate conference Tuesday at the Burnham-Moores Center for Real Estate may not have the **Countrywide Financial Corp.** CEO, who had originally been scheduled, but will have no shortage of speakers on topics ranging from the health of capital markets to "green" building.

The conference at the **University of San Diego** runs from 7:30 a.m. to noon and will include panel discussions of nationally recognized speakers, focusing on cap-

ital markets and trends in commercial real estate markets and property types, as well as the profitability of sustainable real estate.

John M. Robbins Jr., the immediate past chairman of the Mortgage Bankers Association, and **Wachovia Securities** Wholesale Mortgage Division managing director, will be delivering the keynote address following introductions at 8 a.m.

Robbins may be best known here for having founded

See **Conference** on 3A

## Conference

*Continued from Page 1A*

**American Residential Mortgage Corp.**, which was sold to **Chase Bank** in 1994. Robbins was formerly CEO of **American Mortgage Network** (AmNet), a San Diego-based wholesale mortgage bank he co-founded. **Wachovia Bank, N.A.** bought AmNet in 2005.

Robbins has been chairman of the Policy Advisory Board for the Burnham-Moores Center since 1994.

Robbins replaces Angelo Mozilo, chairman and CEO of **Countrywide** (NYSE: CFC) who was unable to participate because of unforeseen scheduling conflicts resulting from the proposed acquisition of **Countrywide** by **Bank of America** (NYSE: BAC).

Herb Tasker, **Mason-McDuffie Mortgage Corp.**, chairman and CEO, will begin the program. Tasker is a past president of the Mortgage Bankers Association.

**Mason-McDuffie**, of San Ramon, specializes in the origination and servicing of commercial mortgage investments.

The company was formed in 1982 by the managing partners and officers of the commercial loan department of **Mason-McDuffie Co.**, a diversified real estate general partnership originally established in 1887.

Two senior real estate investment bankers and the CFO of the real estate investment trust whose \$736 million initial public offering was one of the largest equity REIT initial public offerings last year will offer their perspectives on today's capital markets.

Moderated by capital markets consultant Joe Tyson, the session will include Steven Osgood, executive vice president of **DuPont Fabros Technology Inc.** (NYSE: DFT) of Washington, D.C.; Janice Sears, **Banc of America Securities** of San Francisco, western region head and managing director; and Burland (Burl) East, **Silver Portal Capital** of San Diego managing principal.

**DuPont Fabros** is a Washington, D.C.-based operator of wholesale data centers.

**Banc of America Securities** is reportedly "the largest hard-to-borrow matched book on the (Wall) Street, with more than \$10 billion in securities."

**Silver Portal Capital** of Carmel Valley has raised no less than \$12 billion in equity capital.

From 10 to 10:10 a.m. students will be called up for the Daniel B. Woodruff Memorial Scholarship winners.

Following a 20-minute networking session, a panel will discuss the economics of green buildings from 10:45 to 11:15 a.m.

Norman G. (Norm) Miller, professor of real estate, USD Burnham-Moores Center; and Jay Spivey, director of new product development and analytics for the **CoStar Group** (Nasdaq: CSGP) in Atlanta are the intended panelists for this session.

**CoStar** has a weekly "Green Report" on the topic of the changing LEED (Leadership in Energy and Environmental Design) requirements.

The final panel, from 11:15 a.m. until 12:15 p.m., will discuss differing property types and whether they are headed "north" or "south."

The session will be moderated by John Kratzer, **JMI Realty** president and CEO, whose firm developed Petco Park and the ballpark district.

The panelists for this last session include Mary Ludgin, a Chicago-based **Heitman** managing director; and Robert White, president of **Real Capital Analytics** of New York City.

Contact USD's Jodi Waterhouse at (619) 260-4231 for registration information.

thor.biberman@sddt.com  
Source Code: 20080118tba



**SAN DIEGO CLIPPING**  
**Daily Transcript**

JAN 22 2008

**Local Scene**

**Burnham-Moores conference at San Diego Marriott**

The University of San Diego Burnham-Moores Center for Real Estate will hold its annual real estate conference Tuesday at the San Diego Marriott and Marina, 333 West Harbor Drive, San Diego, 92101.

The conference features various panel discussions focusing on capital markets and general real estate trends. John Robbins, managing director of Wachovia Securities Wholesale Mortgage Division, will speak. The event will begin at 7:30 a.m.

For more information, call Jodi Waterhouse at (619) 260-4231. **Source Code: 20080121cxa**

# NEWS

[Close Window](#)[Print Page](#)

## SD Prices Sustained Nation's Second-Worst Drop

By KELLY BENNETT Voice Staff Writer

**Wednesday, Jan. 30, 2008** | As economists and real estate professionals offer split opinions on what's ahead in 2008, data released Tuesday recapped an indisputably dreary end of 2007 for those on the selling side of San Diego County's housing market.

The year's foreclosure filings in San Diego County totaled 38,917 -- triple the total in 2006 and eight times as many as 2005, foreclosure tracker RealtyTrac reported Tuesday morning.

And Standard & Poor's/Case-Shiller released its home-price index for November 2007, showing San Diego County's prices for resale detached homes dropped 3.4 percent in one month, a significant monthly drop surpassed only by Los Angeles among the 20 cities examined in the index.

Between November 2006 and November 2007, prices declined 13.4 percent, a yearly decline second only to Miami's 15 percent drop. And the county's prices were down from the peak in November 2005 by 16.3 percent.

In the same month, sales activity for all homes dropped 26.1 percent last month compared to November 2006. New home sales were down 31.1 percent, resale condos down 8.6 percent and resale detached homes down 29.6 percent in the same time period, according to DataQuick Information Systems.

With all the sales broken down into thirds, the lowest-priced tier sustained significantly worse drops than the middle- and highest-priced tiers.

Homes sold in the bottom tier -- priced less than about \$446,000 -- plunged 20.89 percent between November 2006 and November 2007. The middle tier, to about \$651,000, dropped 14.64 percent over the year. The highest tier, however, dropped only 6.84 percent compared to November 2006, according to the index.

Rob McNelis, president of One Stop Lending and Realty in Santee, wasn't surprised by the weakness in the numbers, especially in the bottom tier, but said the trend is likely to continue downward. The new Case-Shiller numbers refer to homes that closed escrow in November, meaning many of the transactions began in the two months before that.

McNelis said there's an industry understanding that any homes that come on the market between the second week of November and the second week in January are desperate sellers -- most sellers prefer to deal with open houses and for-sale signs after the winter holidays. And so since Tuesday's data referred to deals struck before that time, he expected the data to get worse in the next couple of months.

"Scary as it may sound, that's not going to be the scariest number," he said. "December and January are going to be worse."

James Hamilton, a University of California, San Diego, economics professor, spoke to the causes of



the housing downturn at last week's economic summit for the county.

"It seems to me the worst is yet to come," said, pointing to the unusual occurrence of home price declines despite continued job growth. "Should the country slip into a recession, he argued, those drops would only intensify."

University of San Diego professor Alan Gin was more optimistic. Though he said he thought the county was already in a "recession, San Diego-style," he disagreed the county was bound for massive job loss in any sectors other than real estate-related industries.

Still, the forecasters agree the county's bound to see more foreclosures than it already has.

John Robbins, immediate past chairman of the national Mortgage Bankers Association, spoke to USD's 12th annual real estate conference last week.

"We are experiencing ... the effects of someone who's drank too much wine," Robbins said, describing the boom for the mortgage industry from earlier in the decade. "The good news is we've stopped drinking. The bad news is we're going to have a hell of a headache."

After dipping in November, the number of foreclosure filings in December was 4,509, bringing the fourth quarter total to 11,784 -- more than triple the number in the same period in 2006.

And as those homes move through the stages of foreclosure, bank-owned homes constitute a large portion of the homes on the market -- 31 percent of all home sales in December, according to analyst Andrew LePage from DataQuick.

Such a portion of the market can't grow without having a negative impact on prices, McNelis said. Sellers don't have the scores of homes to get off of their books that the banks do, he said, but they're forced to compete with some basement prices.

"The obvious is that it's going to influence the way that they're able to market the property," he said. "It becomes a very cold and kind of calculated decision by a bank,

but when it's someone trying to sell their home to move up, it's an emotional decision as well as a financial decision."

*Please contact Kelly Bennett directly with your thoughts, ideas, personal stories or tips. Or send a letter to the editor.*

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Close Window



**JAN - 7 2008**

# MBA SCHOOLS

*Ranked by fall 2006 enrollment of students in San Diego County*

Rank (last year)	School Address Web site	Telephone Fax Toll-free number	Total fall enrollment: • 2006 • 2005 • % change (loss)	Number of spring 2007 students: • Full-time • Part-time	Number of faculty as of 12/31/2006: • Full-time • Part-time	2006-2007 tuition: • Resident • Nonresident	• Type of institution • Accredited by	Major disciplines of study	• MBA school director • Director of admissions	Year established locally
<b>1</b> (1)	<b>National University</b> 9388 Lightwave Ave., San Diego 92123 www.nu.edu	(858) 628-8648 (858) 642-8726 (800) 628-8648	1,102 1,234 (11)	315 787	21 125	\$18,018 \$18,018	Private, four-year nonprofit WASC, IACBE	Management, marketing, accounting, finance, alternative dispute resolution, e-business, taxation	Bruce Buchowicz Dominick Giovanniello	1971
<b>2</b> (2)	<b>University of Phoenix</b> 3890 Murphy Canyon Road, #100, San Diego 92123 www.phoenix.edu	(619) 576-1287 (619) 576-0032 (800) 473-4346	779 801 (3)	781 na	14 82	\$13,693 \$13,693	Private, four-year for profit NCA	Business education, technology, health services	Nan Mac Isaac Kyan Flynn	1989
<b>3</b> (3)	<b>San Diego State University</b> 5500 Campanile Drive, San Diego 92182 www.sdsu.edu/mba	(619) 594-8073 (619) 594-1863	700 640 9	310 379	87 36	\$3,758 \$11,894	Public, four-year nonprofit WASC	Finance, entrepreneurship, accounting, marketing, management	Ken Marino Shira Scott	1963
<b>4</b> (5)	<b>Rady School of Management</b> 9500 Gilman Drive, MC 0093, La Jolla http://rady.ucsd.edu/	(858) 534-0864 (858) 822-5896	223 168 33	113 110	13 8	\$23,190 \$35,435	Public, nonprofit WASC	Entrepreneurship, life sciences, technology	Robert Sullivan Margie Frazee	2003
<b>5</b> (4)	<b>University of San Diego</b> 5998 Alcala Park, San Diego 92110 www.sandiego.edu/business	(619) 260-4524 (619) 260-4158	219 224 (2)	18 201	74 30	\$25,200 \$25,200	Private, four-year nonprofit AACSB	Accounting, finance, international business, leadership/management, marketing, real estate, supply chain management	Denise Dimon Kacy Kilner	1972
<b>6</b> (7)	<b>Webster University</b> 6480 Weathers Place, #102, San Diego 92121 www.webster.edu/sandiego	(858) 458-9310 (858) 458-0914	132 125 6	na 132	0 40	\$6,825 \$6,825	Private, four-year nonprofit NCA	Management, finance, human resources, leadership, security, procurement	John Bonosoro Alex Yates	1980
<b>7</b> (6)	<b>Cal State San Marcos</b> 333 S. Twin Oaks Valley Road, San Marcos 92096 www.csusm.edu/mba	(760) 750-4267 (760) 750-4263	80 105 (24)	52 28	22 0	\$14,696 \$36,392	Public, four-year nonprofit WASC	General management	Sohella Jorjani Nathan Evans	1995
<b>8</b> (10)	<b>Alliant International University</b> 10455 Pomerado Road, San Diego 92131 www.alliant.edu	(858) 635-4886 (858) 635-4528	71 54 31	50 30	14 10	\$14,650 \$15,150	Private, two-year WASC	Strategic management for business, government and nonprofit organizations	Fred Phillips Louis Cruz	1952
<b>9</b> (11)	<b>Point Loma Nazarene University</b> 3900 Lomaland Drive, San Diego 92106 www.pointloma.edu/graduateadmissions.htm	(619) 563-2856 (619) 563-2898 (866) 692-4723	35 29 21	35 na	8 6	\$12,225 \$12,225	Private, two-year nonprofit WASC	General program with concentrations in corporate and organization leadership	Bruce Schooling Dejon Davis	2001
<b>10</b> (8)	<b>Keller Graduate School of Management, DeVry University</b> 2655 Camino del Rio N., #201, San Diego 92108 www.keller.edu	(619) 683-2446 (619) 683-2448	25 32 (22)	na na	0 13	\$14,680 \$14,680	Private, four-year HLC, NCA	Finance, accounting, business, management, marketing	Madeleine Gervais Brad Johnson	1998
<b>11</b> (9)	<b>University of Redlands</b> 9040 Friars Road, #310, San Diego 92108 www.redlands.edu	(619) 284-9292 (619) 284-9525 (888) 999-9844	25 88 (72)	18 na	4 4	\$12,848 \$12,848	Private, four-year nonprofit WASC	Finance, information systems, global business, geographic information systems	Pete Bergerin Nancy Svenson	1985
<b>NR</b> (NR)	<b>Argosy University (1)</b> 7650 Mission Valley Road, San Diego 92108 www.argosy.edu	(858) 598-1900	na na	na na	na na	na na	na na	na	na na	2007
<b>NR</b> (NR)	<b>Embry-Riddle Aeronautical University (2)</b> 8825 Aero Drive, #130, San Diego 92123 www.sandiego.centererau.edu	(858) 576-4375 (858) 576-4187	na na na	na na	na na	na na	Private SACS	Aviation and aerospace	Larry Carlton Oliver Schlotmann	2008

The institutions on the list are accredited by various organizations, including the American Assembly of Collegiate Schools of Business (AACSB), International Assembly of Collegiate Business Education (IACBE), North Central Association of Colleges and Schools (NCA), and Western Association of Schools and Colleges (WASC).

na Not available

NR Not applicable

**Note:** In case of a tie, schools are ranked in alphabetical order. Fall enrollment figures are for San Diego County only. Full-time and

part-time status varies among different schools.

**Note:** List is partially updated, a complete updated list will be included in the March 17 issue.

**Source:** The schools.

It is not the intent of this list to endorse the participants nor to imply a school's size or numerical rank indicates its quality.

(1) MBA program began in September 2007.

(2) MBA program begins January 2008.

**Researched by Jaimy Lee and Kevin Black**  
Originally published Feb. 26, 2007



**SAN DIEGO CLIPPING**  
**North County Times**  
**Escondido**

**JAN - 9 2008**

**SD Association of Realtors donates \$76K to charities in 2007—** The San Diego Association of Realtors donated approximately \$76,000 to several San Diego-based charities and causes in 2007. Of that amount, \$6,300 was donated in December to organizations that assist with housing, jobs, food and other regional needs.

During the last five years, the San Diego Association of Realtors has made \$170,000

in charitable contributions. Organizations that have benefitted include Community HousingWorks, Rebuilding Together San Diego, the San Diego Housing Federation, University of San Diego, Burnham-Moores Center for Real Estate, San Diego Housing Opportunities Collaborative, San Diego Habitat for Humanity, Father Joe's Villages, San Diego Food Bank, San Diego Hospice, Veterans Village of San Diego and San Diego State University Campanile Foundation.

The San Diego Association of Realtors recently formed the Ambassadors Foundation and launched its Everyday Heroes program, designed to help police officers achieve homeownership. In the first phase of Everyday Heroes, the Ambassadors Foundation is buying down mortgage loan interest rates for a number of qualifying San Diego Police Department officers and providing education and financial preparation.

# SAN DIEGO BUSINESS JOURNAL

*on the web*

## Overall USD Index ~~Ships~~, Building Permits Rise

By - 1/31/2008

San Diego Business Journal Staff

The University of San Diego Index of Leading Economic Indicators dropped in December, for the 20th month out of 21, the university reported on Jan. 31.

The index dropped 1 percent to 128.8.

Consumer confidence and help-wanted advertising showed significant drops from November while unemployment insurance, stock prices and the national economy reported declines of a lesser degree.

Building permits were up, though, by 0.74 percent.

Economist Alan Gin, a USD professor, compiles the index.

"Although the local economy is not in a recession in the sense that there has been a loss of jobs or a drop in Gross Regional Product, economic activity has slowed considerably," said a summary released with the index.

— Jaimy Lee

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Daily Business Report

January 31, 2008

SAN DIEGO COUNTY ECONOMY

**USD's Index of Leading Economic Indicators** for San Diego County fell 1.0 percent in December after falling 1.5 percent in November. Leading the way to the downside were sharp drops in consumer confidence and help wanted advertising. Also down to a lesser extent were initial claims for unemployment insurance, local stock prices and the outlook for the national economy. The only positive component was building permits, which were up moderately during the month.

December's decline was the fourth large drop (one percent or more) in the last five months, and the Index has now fallen in 20 of the last 21 months. Although the local economy is not in a recession in the sense that there has been a loss of jobs or a drop in Gross Regional Product, economic activity has slowed considerably. Initial data for 2007 shows an increase of 10,700 jobs for the year, compared to a gain of 17,800 jobs in 2006, and the unemployment rate is approaching 5 percent. Combined with slow housing sales and a surge in foreclosures, we are probably in the San Diego equivalent of a recession at this point, says **Alan Gin**, economics professor and author of the Index. That weakness is expected to continue for most of 2008, with a projected job gain of only 5,000 - 8,000 for the year.

December's decrease puts the USD Index for the county at 128.8, down from November's reading of 130.0.

**SAN DIEGO CLOSING**  
**CA Real Estate Journal**

JAN. 7 2008

**TUESDAY JAN. 8-JAN. 29**

**USD URBAN DEVELOPMENT CLASS**

*Urban Development is a new course being offered through the University of San Diego's **Burnham-Moores Center for Real Estate's** Certificate in Real Estate Finance, Investments and Development.*

- 6 to 9 p.m.
- USD's Douglas F. Manchester Conference Center at 5998 Alcala Park, in San Diego
- Cost: \$450
- Visit [www.usdrealstate.com](http://www.usdrealstate.com)



13 of 20 DOCUMENTS

The Press Enterprise (Riverside, CA.)

January 6, 2008, Sunday

## PROFILE: ROD PACHECO - RIVERSIDE COUNTY DISTRICT ATTORNEY;

Style Sparks Praise, Criticism - And Fear;

First Year: Some Laud His High-profile Anti-crime Initiatives And Refusal To Cut Deals. Others Fear He Alienates Too Many - Including Some On His Own Team.

**BYLINE:** MICHELLE DEARMOND, KIMBERLY TRONE AND JOSE ARBALLO JR., THE PRESS-ENTERPRISE

**SECTION:** A SECTION; Pg. A01

**LENGTH:** 5086 words

Hundreds of miles from the California statehouse, former Assemblyman Rod Pacheco has completed his first year as Riverside County's district attorney and is building a reputation steeped in respect and fear.

Pacheco is no longer a single voice in an 80-member Assembly. He is the top law enforcer in California's third-largest district attorney's office and the state's fourth-most-populous county. Pacheco wields authority over a \$96.4million annual budget and his office reviewed 56,000 cases in 2007.

Pacheco's position of power has earned him high praise from some, sown fear among others and sparked plenty of criticism.

The complex 49-year-old leader has proved to be no ordinary law enforcement officer since taking over from his longtime mentor, District Attorney Grover Trask.

Pacheco, Trask's handpicked successor, spent his first year in office launching a crackdown on sex offenders, issuing the county's first gang injunction and recommending local governments to retrieve badges from their employees such as code enforcement and animal control officers and members of the public he believes are not allowed to have them. He also targeted the badges carried by some security guards.

Pacheco won't compromise his firm stance against considering plea agreements for suspects facing trial, and he is unwilling to shoulder any responsibility for Riverside County's overburdened courts, sparking backlash from judges and defense attorneys. Riverside County Public Defender Gary Windom said Pacheco doesn't recognize that family law and probate courts that settle custody disputes and protect the rights of the vulnerable also play a role in the public safety system.

"It's not just about us, and especially the district attorney has to understand that concept," Windom said.

His top-down management style has spurred the departure of several senior lawyers, leaving less-experienced staff members to handle complicated court cases.

Friends and foes agree that Pacheco can be charming, eloquent and quick-witted and, when he feels challenged, can become cold, vindictive and bombastic. The result is a climate of fear among Inland politicians, a number of whom refused to be quoted in this article and others who would not speak to reporters at all.

Pacheco declined repeated requests to be interviewed in the month of December, saying through his spokeswoman, Ingrid Wyatt, that he was on vacation. He did not answer specific questions given to Wyatt and Sue Steding, his chief

assistant district attorney. However, he did make public appearances last month, including attending a Hanukkah candle-lighting ceremony in downtown Riverside and various county meetings.

Pacheco earned high praise in the California Assembly for his skilled questioning of witnesses testifying before legislative committees, but he failed to anticipate the consequences of making public comments that alienated state and federal lawmakers. He was ousted as leader of the Assembly Republicans in 1999 after serving for five months. His tenure in the Assembly was highlighted by bills aimed at education, crime and police officer safety.

Those who know Pacheco well say he returned from Sacramento in 2002 discouraged and angry about his inability to bring widespread change.

Supporters such as Riverside County Supervisor Jeff Stone say Pacheco is a "shining star" with potential to make a career on the national political stage. They applaud Pacheco's uncompromising view of the law, his pursuit of justice for crime victims and repeated calls for stiffer punishment for criminals and gang members.

"I believe Rod will go down in history as being one of our finer district attorneys," said Stone, whose son Jason Stone works as a deputy district attorney in the prosecutor's southwestern Riverside County office.

Riverside County Sheriff Stan Sniff said collaboration and a willingness to form partnerships with other law enforcement leaders are hallmarks of Pacheco's administrative style. Sniff's wife, Jennifer, is a forensics technician in the district attorney's office.

"He is extremely focused on integrity issues and doing what's right rather than doing things that are expedient," Sniff said.

Pacheco's talents as a prosecutor are well-known. He successfully prosecuted five death-penalty cases when he was a deputy district attorney.

Where friends and foes part ways is on the question of whether the district attorney uses his skills to exact revenge on people he believes have been disloyal to him.

"It is without question, if you had a bad guy, there's probably few better than Rod Pacheco to prosecute and put them in prison," said Scott Baugh, who served in the Assembly with Pacheco in the 1990s. "The scary part is, he has a difficult time distinguishing between the good and the bad guys."

## RISE TO POWER

Pacheco won his Assembly seat in 1996. Then 37 and a Riverside County deputy district attorney, he defeated three fellow Republicans by wide margins in the primary. Running in an overwhelmingly Republican district, he breezed through the general election in November and became the first Latino Republican elected to the Assembly in more than 100 years.

Pacheco doesn't speak Spanish and didn't actively campaign on ethnicity, but his history-making election earned widespread attention and mention in national newspapers.

He is a man of modest beginnings. The son of an enlisted military man, he was raised in San Bernardino and attended Aquinas High School, where he was treasurer for the Assembly Student Body and a member of the Thespians group.

When Pacheco left for Sacramento, he had a bachelor's degree from UC Riverside, where he had served in the student Senate; a law degree from the **University of San Diego**; 12 years of experience as a prosecutor; and a drive to advance his career. He quickly became vice chairman of the Republican Caucus in the Assembly and vice chairman of the Education Committee.

Pacheco was named to additional committees and had the distinction of getting then-Gov. Pete Wilson to travel to Riverside to sign two Pacheco bills into law. The legislation boosted sentences for attempted murder and second-degree murder of peace officers and firefighters.

After having run unopposed in the primary, Pacheco was re-elected in November 1998, and within days, he was chosen as leader of the Assembly Republicans.

The glory didn't last long.



## POLITICAL MISSTEPS

Pacheco's slide in Sacramento, former colleagues say, began after he was elected Republican leader. The assemblyman found himself in the middle of a dust-up over the potential presidential candidacy of George W. Bush, then governor of Texas. Newspapers reported at the time that Pacheco visited Bush in Texas in late 1998 and met with Bush's father, the former president.

Pacheco joined 24 fellow GOP lawmakers in signing a January 1999 public letter urging the younger Bush to run for president in 2000, setting themselves apart as some of the Texas governor's earliest presidential supporters on the national level. Pacheco backpedaled, however, in the Los Angeles Times, saying that his signature didn't actually mean he was endorsing Bush and that he would never want to offend Wilson, who was also contemplating a run for president in 2000.

Pacheco then publicly disparaged a trio of fellow Republicans, calling them "The Three Stooges" when they held a rally for Bush at the state GOP convention in February 1999. The New York Times reported Pacheco's remarks about Assemblymen Bruce Thompson, of Fallbrook; Bill Leonard, of San Bernardino; and Roy Ashburn, of Bakersfield.

Pacheco apologized the day after the article was published. Some of his colleagues tried to boot him immediately but failed. The public criticism of his colleagues was among several factors that precipitated his eventual ouster as leader.

Baugh still recalls vividly a comment made by Pacheco that contributed to his downfall.

"The straw that broke the camel's back was a statement he made that good prosecutors win their cases, but it takes a great prosecutor to put an innocent man in prison," Baugh said in a recent telephone interview. "The statement was one of the most offensive things I ever heard."

Several Assembly Republicans were present when Pacheco made the statement in a meeting room at the Capitol, and shortly thereafter, they moved to recall him as Assembly minority leader in April 1999, Baugh said.

Baugh, now chairman of the Orange County Republican Party, replaced Pacheco as GOP Assembly leader. Baugh had been indicted in 1996 on fraud allegations in connection with the recall election of his predecessor, but the case later was dismissed. Baugh said that experience helped fuel his indignation at Pacheco's remark.

Pacheco's allies believe Pacheco was making a joke.

Baugh and others didn't find anything funny about the remark.

"He tried to rule the Republican Caucus by fear and intimidation, and the majority of his colleagues were offended by his style so they dumped him as leader," Baugh said. "He chose to make enemies instead of friends."

Over the years, Inland politicians have heard about Pacheco's statement on convicting the innocent, a longtime Republican strategist said. Consequently, local politicians are concerned that crossing Pacheco might trigger investigations into their campaigns, their businesses, or other aspects of their lives, the strategist said.

Even an unconfirmed suspicion by Pacheco that he has been betrayed by a friend or colleague can lead to personal or professional consequences, say those close to him.

"You can prosecute people, and it doesn't matter if they are guilty or not," said the strategist, who has been involved in politics statewide for decades. "Now the fear is greater than it ever was by high-up officials."

Steding, Pacheco's chief assistant district attorney, said numerous checks and balances exist in the justice system. The assertion that a person who has fallen into disfavor politically can be prosecuted in the absence of a crime has no basis in reality, she said.

Fontana Republican Jim Brulte served in Sacramento with Pacheco and was leader of the Republicans in the state Senate during part of Pacheco's time in the Assembly.

Brulte said he was stunned to see how Pacheco mishandled his few months as leader of the Assembly Republicans, a post that Brulte had held for four years.

"The job of a leader, particularly the minority party, is to try to unite the team with one voice," Brulte said. Pacheco failed to understand that he needed to serve his party caucus members instead of the other way around, he said.

"Rod lacks self-perception," Brulte said.

Russ Bogh, a Beaumont Republican who served in the Assembly during Pacheco's final term, described Pacheco as an "extremely effective" legislator who was a great mentor. With Pacheco's guidance, Bogh said, he was able to make fewer mistakes in his early days.

"I think he was a true leader, but sometimes he rubbed people the wrong way," Bogh said. "I think people saw him as an enemy and a threat."

Bogh said Pacheco was surprised when his colleagues voted him out as leader, but it was his tendency to hold people accountable that pushed fellow Republicans away.

"He really is a do-the-right-thing guy," Bogh said. "He's never been motivated by political ambition."

One former colleague said Pacheco's swift demise as caucus leader left him "embarrassed, sad and vengeful."

Pacheco was re-elected to a final term in November 2000. Under term limits, he could serve only three terms.

When fellow lawmakers redrew legislative district lines in 2001, Pacheco's home wound up in Brulte's state Senate district, dashing the assemblyman's hopes of getting into the Senate.

Pacheco, who took some criticism for distancing himself from Bush's supporters in 1999, also learned in late 2001 that his application for a U.S. attorney post had been passed over by the Bush administration.

Pacheco opened a state Senate campaign account for the 2002 election and later opened a state attorney general account for the 2006 race. He never sought either seat.

A former UC Riverside professor who taught Pacheco and remembers him fondly said he was somewhat surprised to see Pacheco pursue a career in law enforcement, and the Legislature also didn't seem to be a good fit for him.

"I don't think he was particularly challenged, particularly happy, particularly thrilled in the Legislature," said Francis Carney, the founding faculty member of UC Riverside's political science department.

## COMING HOME

In 2002, Pacheco returned to Riverside County, where his wife, Rebecca, and their four children had continued to live while he served in the Assembly.

Pacheco has said in previously published reports that returning to Riverside gave him a chance to connect with his family, coach his son's Little League team and take his children to school.

His friends had great expectations that he would emerge as a leader in regional law enforcement, and they encouraged him to come back to the district attorney's office and build a career.

During his first stint in the district attorney's office, Pacheco had worked in several divisions, including juvenile and sexual assault crimes against women and children. He also worked on gang cases and prosecuted several murder cases, including some that sought the death penalty.

Pacheco came back as one of five chief deputy district attorneys, gradually taking over the day-to-day operations of the department. Pacheco, who was later promoted to assistant district attorney, was often in the public eye, promoting programs aimed at tackling gangs and sex offenders while Trask remained in the background. Trask had made known his intention to retire, and many say he had relinquished control of the office to Pacheco.

Sources once aligned with Pacheco say he began building a platform to succeed Trask immediately upon returning from Sacramento.



"He started to position himself. He's very clever. He wanted to show senior people in the office who he was," a colleague remembers.

Pacheco quickly began collecting early endorsements from county leaders, and by the end of 2004, he had amassed campaign coffers of \$310,000.

His path to the top cost him longtime friendships.

One of Pacheco's closest friends, then Riverside County Chief Deputy District Attorney Michael Soccio, also was contemplating a run for district attorney.

Ultimately, Soccio decided not to run.

The two men have not been on speaking terms since Pacheco learned that Soccio was considering running. Observers said the friendship unraveled because Pacheco felt Soccio had betrayed him.

Trask, who had promised his endorsement to Pacheco and continues to support him, asked Soccio to retire. It was an unusual request in the district attorney's office.

Soccio retired in October 2006.

On Jan. 2, 2007, Pacheco celebrated his swearing-in on the steps of the Riverside Historic County Courthouse, between columns draped in a giant American flag, and state Chief Justice Ronald George administered the oath of office in front of 500 spectators.

Pacheco promised the crowd, which included Trask, county supervisors, Pacheco's mother and Wilson, the former governor, "a new day of dedication to ideals larger than ourselves."

It didn't take long for Pacheco to make an impact.

Under his leadership, the district attorney's office conducted crackdowns on street gangs, focused attention on victims' rights issues and continued to push for strong prosecution of sexual predators.

In May 2007, Pacheco announced that his office would seek the death penalty in the trial of Raymond Lee Oyler, the man accused of starting the Esperanza Fire. The October 2006 wildfire in the San Jacinto Mountains had claimed the lives of five federal firefighters.

He also has shown that he isn't afraid to take on some of western Riverside County's largest Republican players. His office filed criminal charges against Global Port, an airport development company backed by Jacques Yeager, Henry Coil and Bob Wolf, a former California Transportation Commission member who had been appointed by Wilson.

The district attorney alleged that the company was operating a hazardous jet-fueling system near March Air Reserve Base. The case has yet to go to trial, but if the company is found guilty, it could be fined as much as \$11 million.

#### GANG INJUNCTION

Pacheco sought a civil injunction in August against East Side Riva, a street gang that authorities contend is responsible for several homicides and hundreds of other crimes in Riverside's eastern neighborhoods.

Riverside Police Chief Russ Leach said his investigators worked many months with Pacheco's office to identify gang members.

"Rod is definitely known as a very strong law-and-order person," Leach said. "I believe that's what the people of Riverside County want."

Pacheco filed his request with the court in August and paid for a full-page ad in The Press-Enterprise to announce the injunction effort. A judge later gave the injunction preliminary approval, which could be made permanent this month.

The injunction declares the gang a public nuisance and prohibits its members from engaging in various activities such as

associating with one another in public in a designated zone, staying out past 10 p.m., wearing gang apparel, listening to police communication on scanners and using two-way radios.

The day after the injunction was announced, an ad was placed in The Press-Enterprise classified section announcing a yard sale at Pacheco's home to raise money for a Pacheco "memorial" fund. Pacheco and law enforcement officials interpreted the ad as a threat.

Chandler Cardwell, a Press-Enterprise classified advertising employee, pleaded guilty in November to placing the advertisement and was sentenced to 16 months in prison. He is no longer employed by the newspaper.

The injunction divided Eastside Riverside and raised criticism from community leaders, who said Pacheco's motive was to advance his political career rather than to eliminate a gang threat.

Mary Figueroa, Riverside community activist and Riverside Community College District board member, said her expectations for Pacheco were high.

"This was someone who knew how the system worked and how he should relate to people," said Figueroa, who once worked with the district attorney's office as a victim advocate.

Figueroa and other members of the Eastside Think Tank, a group of community leaders who work with local officials to combat youth-related problems, met with Pacheco after he took office to discuss ways of working together. Figueroa said the meeting went well, and good lines of communication appeared to have been established.

But when a news conference at Patterson Park in Riverside was held to announce the injunction, no one from the Think Tank was invited.

Residents began expressing concerns about the gang injunction and its impact on the community, but Pacheco and the agency were not talking, Figueroa said. E-mails and telephone calls to Pacheco went unanswered.

"I have never gotten the runaround like this in my whole life," she said. "It went from bad to worse."

A community meeting was held on the Eastside, but neither Pacheco nor his staff attended. Officials cited safety concerns after the newspaper ad naming Pacheco. Leach, the Riverside police chief, attended the gathering and answered questions, but he said he didn't have the answers that the district attorney's office could have provided.

The Think Tank still suggested a meeting with Pacheco but withdrew the idea when his office wanted a list of people who would be attending the meeting. The district attorney's office planned to run the names through its investigative division to determine whether any posed potential security threats.

"We consider the conditions in order to meet to be offensive and demeaning to each one of the Eastside Think Tank members," said the group's Oct. 18 letter to Pacheco.

Steding said it is not the responsibility of the district attorney's office to meet with community members to tell them how their loved ones' names can be removed from the gang injunction.

"The lawyers for the loved ones need to do that," Steding said. "We're advocates on one side."

Some Murrieta families contend the district attorney's office has inappropriately filed gang enhancements against a group of young men there. The enhancements increase the amount of jail time that prosecutors can seek in trial.

The parents of several men who pleaded guilty to gang charges in connection with the so-called Fight Club criminal street gang are considering an effort to recall Pacheco.

The parents say that the prosecution of their sons was less about bringing them to justice for their crimes, which included assaults and burglaries, than scoring points in Riverside County politicians' war on gangs. Their sons were not innocent, but they were not gang members, the parents say.

"We strongly believe there's been a major miscarriage of justice here," said Mark Baker, father of Fight Club defendant Travis Baker, who is serving a seven-year sentence.



Ingrid Wyatt, spokeswoman for the district attorney's office, said the Fight Club is a gang as defined by the law, responsible for terrorizing the community.

She declined to comment on the parents' threats of a recall effort.

#### SHERIFF DEPARTS

Pacheco and former Sheriff Bob Doyle, once allies who helped out on each other's campaigns, were barely on speaking terms when Doyle unexpectedly announced his resignation last August, less than one year into a second term.

Pacheco lobbied behind the scenes to get former Assistant Sheriff Stanley Sniff appointed as sheriff.

Sniff, whom Doyle had fired in December 2006, was appointed to replace Doyle by a 3-2 vote of the Board of Supervisors. Supervisors Bob Buster and Roy Wilson favored putting Undersheriff Neil Lingle in the job until a special election was held.

Doyle, who was appointed to the state Parole Board, declined to comment for this article.

Those close to Doyle say he was, in part, troubled by the direction the county was heading under the shifting political winds strengthened by a growing alliance between Pacheco and Stone.

Stone and Doyle had gone head-to-head publicly over whether a defunct jail in remote Eagle Mountain, near Blythe, could serve as a county lockup. Doyle adamantly opposed the proposal and Sniff, now sheriff, also did.

In July, a consultant hired by the county determined that converting the Eagle Mountain site would be too costly and that a weak security perimeter made the proposal ill-advised. The county has abandoned the idea.

Stone also criticized Doyle for issuing badges to civilians, including some of the then sheriff's campaign contributors.

Pacheco joined the public criticism of Doyle after a July opinion by Attorney General Jerry Brown said that California law could be violated if a badge "would deceive an ordinary reasonable person into believing that it was authorized for use by a peace officer."

The district attorney recommended all nonsworn peace officers to turn in their badges or face possible prosecution. Not all agencies, including Riverside County, have yet complied. Jail deputies, however, now wear a cloth star instead of a tin star.

The move has caused resentment among many local leaders and some deputy district attorneys, who in a tongue-in-cheek move have placed Pacheco's photograph in their empty badge cases.

Steding said Pacheco is continuing to work with county leaders to come up with suitable options for the badges. And Pacheco is pushing for a state law that would clarify the use of badges and who may carry them.

"While some may suggest a more liberal view that would allow our badges, or some significant form, to remain, such view is not mine," Pacheco wrote in an Aug. 2 letter to Supervisor John Tavaglione. "It seems clear that the foundation of a prosecutor is integrity and integrity in all things."

Despite his tough views on enforcement, the county's top prosecutor has found himself on the wrong side of the law in recent years.

Pacheco was stopped in October 2004 in his red BMW with the license plate LITIGTR and cited for an expired registration and driving without proof of insurance. He paid \$10 and provided proof of insurance and registration in December 2004, and the charges were dismissed.

In June 2005, he was ticketed for unsafe speed and having an expired California driver's license. He attended traffic school and paid \$396, and the charges were dismissed.

In May 2006, Pacheco was ticketed for failing to stop at a red light. He was convicted and paid \$357.

In May 2007, he got a speeding ticket in the Coachella Valley. The ticket was dismissed after he paid a \$232 fine and attended traffic school.

Court records also show the Pachecos' day care provider sued the couple in 2002 for nonpayment of a \$2,279 bill. The two sides reached an undisclosed settlement, and the case was dismissed.

## MANAGEMENT STYLE

Critics say staff turnover accelerated when Pacheco began overseeing the office more than a year before his election. They say his abrasive and sometimes intimidating management style has caused dozens of skilled prosecutors to seek jobs elsewhere. In the past three years, 72 prosecutors have left the office, including nine who retired and eight who were terminated. The office employs 238 lawyers.

Steding said people have left for various reasons. Some took positions on the bench, some left for family reasons, and others found jobs elsewhere, including the San Bernardino County's district attorney's office.

"Some are overwhelmed by the court congestion," she wrote in a statement. "Folks do not feel they are lawyering, but instead are managing huge numbers of case files."

She acknowledged that some are leaving because they are "disgruntled."

Brian Sussman has worked in the district attorney's office for more than 20 years. In 2002, he ran unsuccessfully against his former boss, Grover Trask. He now supervises the drug unit.

Sussman said Pacheco's influence over the office has had positive and negative impacts. But the leadership change hasn't affected his ability to do the job, he said.

Morale is worse than it was when Pacheco took over, but it had been deteriorating for several years before that, Sussman said.

"His overall influence has changed the office for the worse," he said. "But then there are things he is doing that some would consider a positive."

Sussman said some longtime prosecutors have left, forcing less experienced deputy district attorneys to handle cases for which they might not be ready, such as three-strikes cases and armed robbery trials.

"People are trying cases that are above their ability to try," Sussman said.

The policy against plea bargains also has left younger lawyers with heavier caseloads and forced prosecutors to go to trial when they may not be ready, he said.

Trask said the turnover is not unprecedented. Early in his 24-year tenure as prosecutor, his office saw a lot of departures, similar to what Pacheco is seeing now.

"You can't really judge an individual, a district attorney, on one or two years or even four years," Trask said.

Pacheco is a career prosecutor in a tough, complex job, and few people can appreciate how stressful it is, Trask said, adding that he believes Pacheco's legislative experience helped him better understand the dynamics of government.

"There's always going to be tension between the DA's official duties, staff, government agencies, the community and the 20-plus police agencies and constituents with conflicting demands," Trask said.

His former protégé is learning to rise above partisan politics, Trask said.

San Bernardino County District Attorney Michael Ramos said there is nothing unusual about prosecutors transferring from Pacheco's office to his office in San Bernardino County.

Ramos said Pacheco is passionate about his work and has a different style than Trask had. It is possible, Ramos said, that some people are having a hard time getting used to the way Pacheco runs the office.



Trask was a "low-key guy," Ramos said. "Rod is not."

Pacheco continues to enjoy support from Riverside County supervisors, who have boosted annual funding for the prosecutor's office by nearly \$27million in the past two fiscal years.

Stone said Pacheco is managing the district attorney's office in his own style. Critics says that style requires loyalty above all else.

"Loyalty to him, personal loyalty, is more important than talent or truth," a former friend of Pacheco's said. "He's smart, funny, personable, charming. He's nice-looking. ...He has a fear-driven need to control everything, and he starts to alienate people."

And some Republicans say Pacheco tends to hold grudges indefinitely.

"Once you cross Rod Pacheco, you can never be his friend," said Baugh, Pacheco's former Assembly colleague. "There are several members (of the Assembly) that he refuses to acknowledge or communicate with in private or in public."

#### THE FUTURE

Pacheco continues to collect campaign contributions. He had \$442,263 in cash in his last report, for an election still 2 1/2 years away with no known opponents.

Supporters say he has given no indication that he intends to seek higher office, but they wouldn't be surprised to see him campaign for a state or federal post. He had a campaign committee for attorney general open until November 2005, and some still wonder whether he'll run for that office.

Bogh said he thinks the district attorney's office is a good fit for Pacheco, who can control the county department better than he could the statehouse.

"I think that's where he's going to stay," he said. "I think he likes being home."

After more than 20 years in the office, Trask reflected on the challenges facing Pacheco.

"You're walking a tightrope. One mistake, and you're somebody's lunch. If you do it the right way, you might be perceived as a rising star in a very tough job," he said.

Staff writers Richard K. De Atley and Sarah Burge contributed to this report.

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**TIMELINE:** Riverside County District Attorney has a long history in the Inland region. His life and career center on the law and politics.

{FOR COMPLETE TIMELINE, SEE MICROFILM OR PDF}

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**DISTRICT ATTORNEY:** In contrast to San Bernardino County, which has a similar population, the Riverside County district attorney's office has seen marked expansion in recent years. Rod Pacheco began overseeing the office more than a year before his January 2007 swearing-in.

{FOR COMPLETE GRAPHIC, SEE MICROFILM OR PDF}

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**FIRST YEAR:** Issues Pacheco tackled in 2007, his first year as Riverside County District Attorney.

{FOR COMPLETE TIMELINE, SEE MICROFILM OR PDF}

**LOAD-DATE:** January 7, 2008

**LANGUAGE:** ENGLISH

**NOTES:** STAFF WRITERS RICHARD K. DE ATLEY AND SARAH BURGE CONTRIBUTED TO THIS REPORT.

**GRAPHIC:** (1) WILLIAM WILSON LEWIS III THE PRESS-ENTERPRISE Riverside County District Attorney Rod Pacheco has been on the job for slightly more than a year, and in that time, the former assemblyman has launched a crackdown on sex offenders and issued the county's first gang injunction. (2) Pacheco, from the 1976 yearbook of Aquinas High School. (3) THE ASSOCIATED PRESS Assemblyman Rod Pacheco, R-Riverside, describes a package of 17 anti-terrorism measures proposed by Assembly Republicans in Sacramento on Dec. 11, 2001. (4) THE PRESS-ENTERPRISE 2007 Rod Pacheco is sworn in as Riverside County district attorney by California Chief Justice Ronald George on Jan. 2, 2007. (5) SILVIA FLORES THE PRESS-ENTERPRISE District Attorney Rod Pacheco, left, passes the torch to Iddo Benzevi, president and CEO of Highland Fairview development company, during Riverside's third annual Hanukkah Festival of Lights. The candle-lighting event was held Dec. 5, the second night of Hanukkah, at the Riverside Historic County Courthouse. (6) CARRIE ROSEMA THE PRESS-ENTERPRISE During his first year, Pacheco recommends local government agencies collect badges from nonsworn officers. (7) SILVIA FLORES THE PRESS-ENTERPRISE Rod Pacheco, second from left, stands with relatives of Anthony Martinez after announcing that prosecutors will seek murder chargers against the man suspected of killing Anthony. (8) ED CSRISOTOMO THE PRESS-ENTERPRISE Riverside Police Chief Russ Leach and Pacheco explain plans for an injunction against a Riverside gang on Aug. 22. (9) ED CRISOSTOMO THE PRESS-ENTERPRISE Pacheco addresses law-enforcement officers during the 2007 California Gang Summit at the Riverside Convention Center in November. (10) ED CRISOSTOMO THE PRESS-ENTERPRISE District Attorney Rod Pacheco put a spotlight on local gang issues during the 2007 California Gang Summit, held in Riverside in November. (11) BECKY HAGEMAN THE PRESS-ENTERPRISE PHOTOS ; GRAPHICS

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## 680 of 803 doctors not penalized

By Tom Kiskien  
Sunday, January 6, 2008

About one of seven sexual misconduct complaints made to the Medical Board of California brings discipline to a doctor.

The state regulatory board took action in 123 sexual misconduct cases over a six-year period but did not penalize doctors accused by patients or others in another 680 cases.

Many of the dropped complaints involve a misunderstanding of the law, said medical board spokeswoman Candis Cohen. A female patient will file a complaint against a male doctor because he didn't have a chaperone present, though there's no legal requirement to do so.

Patients sometimes complain about what they think is inappropriate touching but is a necessary part of a medical exam. Or they'll say a doctor leered.

"What can we do with that? We can't substantiate a leering allegation," Cohen said, asserting the board pursues any case that can be substantiated. "The medical board views sexual misconduct as one of the more egregious violations. It's willful, and it's predatory."

As recently as three years ago, all complaints of sexual misconduct and alcohol or drug abuse were handled by one analyst. When that person was on vacation or sick, no one else picked up the cases, said Julie D'Angelo Fellmeth, a University of San Diego law professor who wrote a state-mandated monitoring report on the medical board in 2004.

"That person had 94 complaints on his desk as of September 2004," Fellmeth said. "All those cases, all those complaints were going to this one human, and they were piling up on his desk."

The process changed in the wake of Fellmeth's report. Now urgent complaints go to two analysts who keep smaller caseloads so they respond to each allegation immediately. Schedules are coordinated so there are no lapses when analysts are out of the office.

Of the 123 doctors disciplined, 78 of them surrendered medical licenses or had them revoked. Those doctors can reapply for their licenses in two years.

Perhaps the most infamous reinstatement was of San Diego neurologist Thomas Tartaro, who was placed on 10 years' probation in 2001 and restricted from treating female patients.

Tartaro lost his license six years earlier and had to register as a sex offender after being convicted of committing sexual battery on a patient who was being restrained. He was accused by the medical board of sexual misconduct with seven patients. Experts testified the acts were linked to the doctor's abuse of barbiturates, Valium and alcohol and not to a sexual disorder.

The decision to return Tartaro's license compelled board member turned state Assemblyman Rudy Bermudez to push for a law prohibiting any doctor registered as a sex offender from practicing medicine. When the courts overturned that law, the Legislature passed another bill that was worded differently but still prevented the medical board from reissuing licenses to people convicted of predatory crimes.

Bermudez, now a state parole agent in Sacramento, said lobbyist opposition blocked a bill that would have allowed the medical board to ask doctors whether they had ever settled civil cases involving sexual misconduct.

Currently, the board is in transition. A bill signed by the governor in October reduced its appointed members from 21 to 15. Eight of those spots are reserved for doctors as compared to the previous quota of 12.

There's new leadership, as well. Executive Director Dave Thornton retired last year after 32 years with the regulatory agency. His replacement, Barbara Johnston, is a registered nurse who ran the California Telemedicine and eHealth Center.

The board also is conducting investigations differently because of legislation passed two years ago. Instead of medical board staff members conducting separate investigations and handing prosecution off to the Attorney General's Office, the work is now done by the two agencies working together.

Cohen said the changes won't affect the emphasis given to sexual misconduct cases.

"The bottom line is if the facts substantiate a complaint, we will prosecute," she said.

Fellmeth said she thinks the changes will mean sexual misconduct cases will be dealt with faster. Decisions will also come quicker on what cases can be prosecuted and what cannot.

### **Actions by Medical Board of California**

**2006-07**

**Total complaints: 130**

**Total cases: 23**

**Revocation and surrender (of medical license): 11**

**Probation with suspension: 4**

**Probation: 7**

**Public reprimand: 1**

**2005-06**

**Total complaints: 152**

**Total cases: 26**

**Revocation and surrender: 17**



**Probation with suspension: 2**

**Probation: 5**

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**Public reprimand: 2**

**2004-03**

**Total complaints: 147**

**Total cases: 11**

**Revocation and surrender: 10**

**Probation: 1**

**2003-04**

**Total complaints: 114**

**Total cases: 20**

**Revocation and surrender: 11**

**Probation with suspension: 4**

**Probation: 4**

**Public reprimand: 1**

**2002-03**

**Total complaints: 126**

**Total cases: 20**

**Revocation and surrender: 12**

**Probation with suspension: 2**

**Probation: 5**

**Public reprimand: 1**

**2001-02**

**Total complaints: 134**

**Total cases: 23**

**Revocation and surrender: 17**

**Probation with suspension: 3**

**Public reprimand: 2**

**Other action: 1**

**Total complaints: 803**

**Total cases: 123**

**Revocation and surrender: 78**

**Probation: 22 Probation with suspension: 15**

**Public reprimand: 7**

**Other action: 1**



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# Medical board's action on 123 sexual exploitation cases seen as not enough

## Managing misconduct

By Tom Kiskien  
Sunday, January 6, 2008

He called her "sweet pea," held her hand and warned her about moving too fast with her fiancée. What began as flirtation morphed into an affair that was twice consummated.

Even before the relationship dissolved into angry phone calls, a lawsuit, a criminal complaint, therapy and wounds that changed lives, there was a problem.

He was her doctor.

Stuart Fischbein, a well-regarded Camarillo physician who co-wrote a book on fearless pregnancies, was convicted June 13, 2006, in Los Angeles Superior Court of a misdemeanor offense of sexually exploiting a patient. That would have likely meant the end of his practice if he were a psychologist, a social worker or a respiratory therapist.

But Fischbein is an obstetrician-gynecologist. And while the state's Board of Psychology and the Board of Behavioral Sciences have automatic revocation guidelines for the license of any therapist who has sex with a patient, the Medical Board of California does not.

The regulatory agency has gained a reputation for aggressively pursuing sexual misconduct, but its 15 state-appointed members also wrestle with controversial concepts like consent, rehabilitation and second chances.

They gave Fischbein seven years' probation in a ruling that became effective in October. He continues his practice in Century City and at The Woman's Place, a birth and midwifery center he started in Camarillo 11 years ago. A chaperone is present for examinations of women. In two years, he can ask for his license to be released from probation.

Fischbein won't talk. His lawyer, Peter Osinoff, said the doctor made the mistake of falling in love with a patient. He said the probation has scared away at least one healthcare insurance plan, affected hospital staff privileges and could jeopardize an entire practice.

Others want more.

### 'Mortal sin'

"The Medical Board should revoke that guy's license," said Julie D'Angelo Fellmeth, a University of San Diego law professor who wrote a state-mandated assessment of the board's enforcement program and considers sex with a patient an ultimate abuse of power. "It's a crime. It's unlawful. It's unethical. Sexual misconduct is the mortal sin for any healthcare practitioner. You just don't do that."

Built to protect people from doctors who make surgical mistakes, prescribe the wrong drugs and commit other violations, the Medical Board investigated 803 complaints of sexual misconduct over the past six years, taking action in 123 cases. The complaints range from leers to affairs and from molestation to assault.

Dr. Shamim Amini of Moorpark was arrested in July for suspicion of committing sexual battery on two women he examined at Simi Valley Hospital's emergency room. The district attorney is still considering whether to press criminal charges. The Medical Board has accused Amini of negligence and sexual misconduct and has restricted him from treating women until the case is resolved.

Over the past six years, 78 doctors lost or surrendered their licenses for sexual misconduct, with the board likely to terminate a doctor's practice for any violation that includes a forced act or more than one victim. The other 45 doctors disciplined kept their right to practice, most of them placed on long probations. Seven were given only public reprimands.

"We don't allow peace officers who engage in domestic violence to carry a gun," said former Medical Board member Rudy Bermudez, who later served four years in the state Assembly, advocating tougher laws against sexually abusive doctors. "The same should be said for a physician who commits a sexual act with a patient. They shouldn't get a second bite at the apple."

Now a Sacramento parole officer, Bermudez argues that any doctor convicted criminally of sexual misconduct should lose his or her license without a court hearing and without any chance of practicing again.

Sex with a patient is a twisting of authority on the same level as abuse at the hands of a priest or a teacher, said Steve Altchuler, a psychiatrist at the Mayo Clinic in Rochester, Minn., and a U.S. authority on patient-doctor relationships.

"The impact is absolutely devastating," he said. "The patient feels they've been taken advantage of by someone they've trusted. Sexual violations go to the very core of who we are."

### **Sending doctors a message**

Doctors and lawyers contend the Medical Board is overtly aware of sexual impropriety and pursues cases with an urgency meant to send doctors a message. They say the current minimum guideline for discipline — seven years' probation — can turn a doctor who made an isolated mistake into a pariah unable to find insurance companies willing to refer patients or a hospital that will offer staff privileges.

Dr. Ralph Napolitano's license was placed on probation in 2005 after the Camarillo family practice doctor had a relationship with a patient described by investigators as consensual. It culminated with a clothes-on sexual act in his Chevy Metro.

Restricted from operating his own practice, Napolitano worked for two years as an airport shuttle driver making \$400 a week. He finally found a job as a doctor with a medical group that sees elderly patients in Los Angeles' Koreatown community.

"I was probably turned down between 50 and 100 times," Napolitano said, noting he was even rejected by registries that find temporary positions for doctors. "They'll take almost anybody that is not on probation for a sexual situation."

A former substance abuser who has been clean for more than seven years, Napolitano wants to become an addiction specialist.



They talked about the ethics of doctor-patient relationships. She said he told her he dated "bushels" of patients. Fischbein denied the comment or any other relationship with a patient.

She said he advised her not to have sex for four to six weeks after surgery. Fischbein said in court he didn't remember the discussion.

Five days after she was released from the hospital and eight days after surgery, he called and asked to visit her at her home in Los Angeles. They had sex then and again two days later at Fischbein's home.

He testified it was consensual. She said she viewed him as a doctor who had performed a surgery that was going to enable her to have a baby. He had become a hero who seemed almost "godlike." And he was interested in her.

"I would have done anything he would have told me to do," said the woman, who is suing Fischbein. "I look back with my hindsight and with my mind today and say, How could I have done this?"

Consent is a linchpin in doctor-patient sex cases. Defense lawyers say it should and often does save a doctor's license.

"There are sex with patient cases and there are sex with patient cases," Osinoff said. "There's a difference with a doctor getting involved in patients like Dr. Fischbein did and a doctor who is a sexual predator."

But Altchuler, the Mayo Clinic psychiatrist, said the doctor often controls every aspect of a relationship, including whether or not a patient says yes or no.

"There is a huge amount of power imbalance," he said. "You cede authority you wouldn't do in other settings. The last time a doctor told you to take off your clothes and put the gown on, did you even think about it?"

S.K. reconciled with her boyfriend and they married. He found out about the relationship with Fischbein by intercepting a text message from the doctor. He's also the one who went to the Medical Board, where investigators suggested contacting the police as well.

### **Paying the price**

In Los Angeles Superior Court, Fischbein pleaded no contest to a misdemeanor charge of sexual exploitation. A judge sentenced him to three years' probation and community service that includes picking up trash in Hollywood and volunteering at a retirement home in Woodland Hills.

An administrative law judge recommended the Medical Board place Fischbein's license on five years' probation. Board members opted for seven years.

The probation means higher malpractice payments and patients reconsidering their decision to have Fischbein as their doctor. It's intended more to punish and send out a message to other doctors than to protect the public, Osinoff said.

"If you think for an instant that Dr. Fischbein is going to get involved with another patient it's absolutely unthinkable," he said, noting the doctor has been through far too much to consider repeating the mistake.

Bermudez has little sympathy. He said he thinks the Medical Board should consider the possibility of mitigating circumstance in cases where a complaint against a doctor falls below criminal standards. But when a doctor is convicted, arguments about consent, therapy and second chances don't work.



Those accused of misconduct are not the only people who believe the Medical Board responds to sexual complaints faster than other kinds of allegations. Tina Minasian of Sacramento leads a group of patients alleging they were injured by a plastic surgeon who was an alcoholic.

"Our complaints were filed two years ago, and our doctor is still operating," she said, noting sexual misconduct complaints often bring interim suspension orders that halt a practice during an investigation. "That supersedes death. That supersedes medical error. One hundred thousand people die every year from medical mistakes, and doctors are not suspended quickly enough."

### **A matter of consent**

Dr. Richard Fantozzi, a San Diego surgeon, was appointed to the Medical Board six years ago and now serves as its president. He describes sex with a patient as one of the worst acts a doctor can commit, characterizing board policy as "zero tolerance."

But Fantozzi also argues against the proposal of revoking the license of any doctor convicted in criminal court of sexual contact, saying isolated, consensual incidents have to be considered differently.

"At some point it could impede access of care," he said. "We don't want to take good doctors out of service."

Repeat offenders or doctors who sexually exploit more than one victim do face automatic revocation because of a 2003 state law. But the board's guidelines allow for probation for doctors who haven't been previously charged or face accusations involving one patient.

Boards that regulate psychologists and therapists take away licenses for sexual misconduct to protect patients who are especially vulnerable. But the Medical Board deals with a huge spectrum of patients and doctors, said spokeswoman Candis Cohen.

Board members have considered automatic revocation but have decided they need to look at every case separately, she said. The argument doesn't wash with Bermudez. He wonders why it's less of an offense for a psychiatrist, a gynecologist or any other medical doctor to violate a patient than it is for a family therapist.

"They should be treated equally," he said. "Because a person doesn't have a medical illness, it doesn't make it more egregious."

The difficulty of sorting out mitigating circumstances from manipulation is at the core of Fischbein's story.

He's a 51-year-old doctor who divorced his wife, then tried to reconcile but failed.

His patient, identified in Medical Board records as S.K., was 14 years younger than he and earning her doctorate degree in psychology. She came to Fischbein's office in Century City with her fiancée. They wanted to have a baby.

From the start, the doctor-patient conversations were as much about life as about medicine. He performed surgery at St. John's Pleasant Valley Hospital in Camarillo to remove a mass in her uterus and called her "sweet pea" in the recovery room. He sat at her bedside for long intimate talks, testifying in a hearing he viewed her as not just a patient, but as a woman.

"The doctor is human. The doctor fell in love with his patient," Osinoff said.

S.K. said Fischbein told her he would be a better father than her fiancée. He persuaded her to leave him.

"I believe there are certain crimes that are so egregious that they demand the harshest penalty," Bermudez said. "They should automatically be revoked and they should lose their ability to practice for life."

### **Actions by Medical Board of California**

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**Probation:** 7

**Public reprimand:** 1

#### **2005-06**

**Total complaints:** 152

**Total cases:** 26

**Revocation and surrender:** 17

**Probation with suspension:** 2

**Probation:** 5

**Pubic reprimand:** 2

#### **2004-03**

**Total complaints:** 147

**Total cases:** 11

**Revocation and surrender:** 10

**Probation:** 1

#### **2003-04**

**Total complaints:** 114

**Total cases:** 20

**Revocation and surrender:** 11

Medical board's action on 123 sexual exploitation cases seen as not enough

**Probation with suspension: 4**

**Probation: 4**

**Public reprimand: 1**

**2002-03**

**Total complaints: 126**

**Total cases: 20**

**Revocation and surrender: 12**

**Probation with suspension: 2**

**Probation: 5**

**Public reprimand: 1**

**2001-02**

**Total complaints: 134**

**Total cases: 23**

**Revocation and surrender: 17**

**Probation with suspension: 3**

**Public reprimand: 2**

**Other action: 1**

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**Other action: 1**



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5 of 17 DOCUMENTS

The Denver Post

January 14, 2008 Monday  
FINAL EDITION

**Campaign 2008 Duty before age Two men, one a recent CU grad and another a current student, work hard to win seats on the Board of Regents, hoping to mend the state's broken higher-ed funding system.**

**BYLINE:** Allison Sherry The Denver Post

**SECTION:** DENVER & THE WEST; Pg. B-01

**LENGTH:** 1022 words

Joe Neguse was a 19-year-old sophomore student leader at the University of Colorado when administrators warned of steep tuition hikes and financial-aid cuts because the state cut 20 percent from CU's budget that school year.

"The buildings were dilapidated, there were wait lists for classes," said Neguse, now a 23-year-old second-year law student in Boulder. "I saw the writing on the wall. ... It gave us quite a bit of pause, and I decided to get involved."

Neguse rallied student leaders and drove around the state with House Speaker Andrew Romanoff to persuade voters to support Referendums C and D. Referendum C, which was approved by voters, gave temporary reprieve to state spending restrictions and devoted more money to public colleges and universities, among others.

Four years later, higher-education funding is again among the most-talked-about problems in state government. A recent study showed Colorado fell to 48th in the country in state funding to its institutions.

Neguse and Scott Martinez, a 29-year-old lawyer, are vying for spots on the CU Board of Regents mostly because, they say, an earlier generation failed to fix the problem.

Both men are ambitious and 20-something, and are storming the state's political gates with a blend of idealism and genuine hard work.

They don't have their names, at least not yet, to carry them.

Observers, including Romanoff, say Neguse shows promise because of his first-generation-

American background and his polish. Before passing the bar exam, he is already glad-handing people all over the Capitol and the 2nd Congressional District asking for votes, 10 months before the election.

One of his goals is to visit every high school in his district - which spans the mountains, Commerce City and Westminster - to talk about CU.

"I think the perspective I can offer would be really interesting," Neguse said. "I have the perspective of someone who is feeling the issues."

People who know Neguse say he is a natural at both politicking and connections. He speaks comfortably and often about the inspiration he gets from his parents, who put themselves through college as Eritrean immigrants and moved from working at convenience stores in Bakersfield, Calif., to the accounting and financial sector in Denver.

They bought a house in the suburbs and raised Neguse and his sister to work hard and appreciate opportunity.

"It's textbook Joe Neguse. It was only a matter of time before he threw his hat in some political ring; it's in his DNA," said Garrett Stanton, who worked in student government with him a few years ago. "I told Joe he'd be the only Democrat that I'd donate money to."

Neguse dislikes CU's "enterprise status," which allows the school to exempt tuition from revenue limits imposed by the Taxpayer's Bill of Rights, or TABOR.

He favors instead a designated funding stream for the state's colleges and universities - without hefty tuition increases that mean "people can't afford to go to the state's flagship institution."

CU Regent Michael Carrigan recommended him for an internship and compares him to a "certain young senator from Illinois," he said, referring to Barack Obama.

It is exciting for CU that such bright alumni want to give back so soon, he said.

"Selfishly, I'm afraid they'll outshine me," said Carrigan, with a laugh. "There's no denying that they would create a different board, their youth, the fact that Joe is a current student - they would do an excellent job of reminding us of our core mission."

Martinez said he comes at that purpose from two sides - as a father of a 9-month-old for whom he and his wife have already started a college fund, and as a freshly launched graduate who empathizes with current students.

Martinez is more soft-spoken than Neguse but has had a deep stirring for politics since he was an undergraduate. Right out of college, he helped redraw boundaries for the contentious 7th Congressional District for the state Democrats.

When he went to California for law school, he always eyed moving back to the place he created - something that would undoubtedly benefit him politically.

He thinks CU needs more money but also criticizes the funding structure that pits the state's colleges and universities against the Department of Corrections for state funds.

"There is a looming deadline that could plunge the state into a crisis," he said, referring to the 2010 expiration date for Referendum C.

Martinez is running against Republican incumbent Patricia Hayes, 72, who said she "hears great things about Scott" but wants to maintain her seat to have female representation on the nine-member board.

Martinez's and Neguse's desire to give more money to the state's public universities and colleges is not unique.

Across Colorado, lawmakers and higher-

education leaders are conjuring plans to create revenue for higher education. What makes Martinez and Neguse different, said Regent Carrigan, is that people may really listen to them because "they'll think, 'I'm talking to a future U.S. senator.'"

Allison Sherry: 303-954-1377

or asherry@denverpost.com ----- D. Scott Martinez, Demo

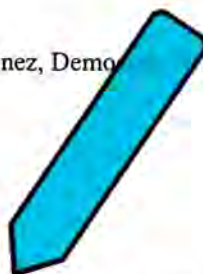
7th Congressional District

Age: 29

Family: Wife, Julie; Son, Levi, 9 months old

Education: University of Colorado; University of San Diego School of Law

Occupation: lawyer



Biggest problem facing higher education: lack of money

Opinion on taking mineral lease and royalty money from oil drilling to give to higher education: "I'm against it; I think it's a short-term solution to a long-term funding problem."

Running against: Incumbent Patricia Hayes

Joseph Neguse, Democrat,

2nd Congressional District

Age: 23

Family: Single, parents live in Littleton

Education: University of Colorado double major in political science and economics; CU School of Law

Occupation: law school

Biggest problem facing higher education: lack of money

Opinion on taking mineral lease and royalty money from oil drilling to give to higher education: "I'm not for that, but at the end of the day, we should be talking about a bunch of things. At this point, I'm interested in coming up with the best solutions we can and putting them on the table."

Running against: Curt Darius Williams

**LOAD-DATE:** January 15, 2008

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## Daily Business Report

*January 16, 2008*

### LEGAL

**J. Patrick Loofbourrow** has been elected to partner at **Cooper & Kronish**'s San Diego office. He was one of 12 associates named to join the firm as partners. The firm has 90 attorneys in San Diego and more than 600 nationwide. Loofbourrow is a business attorney focusing on the representation of emerging technology and life sciences companies as well as venture capital and other investors. He earned his law degree from **USD School of Law** and holds bachelor degrees in international relations and anthropology from **Stanford University**.

Thursday, January 17, 2008

## Proposal would relax rules on CPAs

Regulator board pushes bill to allow out-of-state accountants to work in California without registering.



**BRIAN JOSEPH**

Register columnist  
CAPITOL WATCHDOG  
bjoseph@ocregister.com

SACRAMENTO – Hire the wrong tax guy and it could cost you plenty. Just ask Jefferson K. Davis.

In 2001, Davis hired a Laguna Beach accountant to prepare taxes for his father-in-law's estate and trust. The CPA never did it. Sure the accountant lost his license, but it was Davis, the trustee, who got hit with \$640,000 in penalties.

"That's always the case where an accountant doesn't do his job," said Davis' attorney, William Hart of Santa Ana. "You can't insulate yourself if you hire a professional. If a mistake is made, you still owe the taxes."

And more mistakes could be on the way thanks to the board regulating accountants.

Since November, the California Board of Accountancy has been pushing to allow out-of-state accountants to practice in California without notifying the state of their qualifications. In contrast, doctors and other professionals can't provide any service to Californians without a California license.

Board staff warned that eliminating the requirement would make it impossible to prevent unqualified accountants – or even convicted felons – from preying on California consumers. Furthermore, the board itself recommends that Californians carefully review qualifications before hiring an accountant. The board's enforcement chief, Greg Newington, even prefers notice.

The board, however, ignored its own advice and approved draft legislation to eliminate prior notice, even though a key section of the bill was left blank at the time.

The proposal is so questionable that Senate Leader Don Perata wrote the board president this month demanding independent research of its implications to consumers and the state.

"This whole thing is being driven by the Big accounting firms," said Julie D'Angelo Fellmeth of the Center for Public Interest Law, referring to PricewaterhouseCoopers, Deloitte & Touche, Ernst & Young and KPMG. Fellmeth told me those firms helped convince the board to water down regulations implemented after the 2001 Enron

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scandal. "The board is abrogating its responsibility to protect the public," she said.

The 15-member board, whose mission is "to protect the public welfare," cannot change the law itself, it can only recommend changes to the Legislature. Included among its members are seven certified public accountants and a former Orange County assemblyman who has taken \$37,600 from CPAs, according to my calculations.

In fact, that lawmaker, Democrat Rudy Bermudez, once introduced legislation to effectively remove the same registration requirement. His plan was met with steep opposition by the Consumers Union, then-state Sen. Liz Figueroa and then-Attorney General Bill Lockyer, who called it "ill advised." Bermudez eventually removed the registration changes and the bill passed.

Bermudez told me this week that the critics didn't really understand the registration provision and that their fears were unfounded. He said the changes pursued by the board will help consumers with interests in multiple states.

"We're in a global economy now," he said. "We need policies that reflect that."

Board Chairman Donald Driftmier likewise dismissed criticism of the proposal and the board. He said the board protects the public and noted that two of the Big Four accounting firms, KMPG and Ernst & Young, are on probation in California. As for the proposal, he said it's more likely to help out-of-state consumers with interests in California than affect residents here.

"We're just getting on board with the other ... states considering it," Driftmier said. "It's not unique. It's not earth-shattering."

Indeed, many states already have, or are drafting,

laws permitting licensed, out-of-state accountant to practice under their jurisdiction without registration. This nationwide effort to change state laws is being led by the National Association of State Boards of Accountancy, a group critics say sides with the industry.

Association Senior Vice President Ken Bishop told me 11 states already have changed their laws while accountancy boards in another 33, including California, support it.

Bishop said his goal isn't to make life easier for CPAs, it's to make life better for their clients, and that's what this proposal does. In today's economy, companies don't just operate, or pay taxes, in one state. Requiring a CPA to register in each state would be like making Californians get a new driver's license when they head into Arizona. It's a hassle, and in this case, it could prevent customers from hiring an accountant they trust.

Bishop said he's heard of out-of-state accountants having problems with California – despite a very simple notification form – but couldn't name anyone specific. Nonetheless, he said, "I believe this is a public advocacy bill."

Bishop also added that it's unnecessary for California to collect information on duly licensed out-of-state accountants because if consumers have questions about, say, Nevada practitioners, they could just look them up on Nevada's CPA Web site. "Almost all" states, he said, have Web sites where they list their licensed CPAs.

He's right. I only found two states, Louisiana and New Hampshire, who didn't have some sort of Web site listing their licensed CPAs. However, by my estimation, only 19 with Web sites provide similar disciplinary information as California does. Some states just provide basic information, like

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name, license number and address.

That means Californians can't consult a California Web site to determine if their accountant is licensed, qualified or in trouble.

What's more, the proposal represents a sort of sea change for the board. Like most regulatory agencies, the accountancy board reviewed qualifications on the front end and disciplined wrongdoing on the back end. By removing the registration requirement, the board is stepping back from front end reviews, voluntarily blinding itself to unqualified accountants. That could be dangerous, Davis' attorney said.

"You should at least register with the California Board of Accountancy," Hart said. "Then a consumer can make an informed decision about who they hire."

Brian Joseph covers Capitol issues for the Register. His Capitol Watchdog column focuses on government practices. To reach him, call 916-449-6046 or e-mail [bjoseph@ocregister.com](mailto:bjoseph@ocregister.com).

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## FEATURES

## UNDER WRAPS

*Many of Dr. Brian West's patients didn't know he was in the state medical board's substance-abuse-diversion program. At least six of them claim they're paying the price*

**BY DAFFODIL J. ALTAN**

Thursday, January 10, 2008 - 3:00 pm

The accident happened not long after Brian West left the parking lot of Beverages and More. He missed his exit, and his car hit another on Interstate 80, just north of Sacramento. It was July 30, 2000, a warm Saturday. A CHP officer took notes. Blood was drawn; West's blood-alcohol level registered at 0.19 percent, more than double the legal limit. He told the CHP officer he was on his way to his office. It was later discovered that West, a charming, Stanford- and UC Irvine-educated plastic surgeon, had also planned to do his rounds at a nearby hospital that day. He was due to see Becky Anderson, a patient of his who was suffering from an abdominal infection. This was West's second DUI arrest.

Jeremy Sykes



Dr. West performed Tina Minasian's surgery while he was enrolled in the state medical board's secretive program for doctors with substance-abuse problems.

*(Click to enlarge)*

If things had gone according to the standards set by the Medical Board of California, Dr. West's fingerprints would have made it to the board's enforcement department soon after his arrest. Because this was his second DUI, the board would have launched an investigation to assess whether or not his behavior was a threat to his patients or to the public and whether it was cause for discipline. The investigation would have landed on the desk of the state attorney general, who represents the board, and the decision would have been made whether to file a formal accusation against West.

Last year, the board filed just such an accusation against Beverly Hills plastic surgeon Jan Adams, who operated on hip-hop superstar Kanye West's mother the day before her death, following an investigation into his second DUI arrest in 2006. The accusation was listed under Adams' physician profile on the board's website.

According to the board, West's fingerprints never showed up, and they're not sure why. They did not become aware of the DUI arrest until a full year later, when West was convicted.

For the next few years after that incident, both West's drinking and his plastic-surgery practice continued. Former patients say that during this time, they were injured at the hands of a doctor they had no idea was battling an addiction. The surgeon shut down his practice, filed for bankruptcy, joined the U.S. Air Force for a few years and disappeared from Sacramento.

The Medical Board of California allowed him to evade disciplinary action through his enrollment in the board's secretive and problematic substance-abuse-diversion program. West was later found by the board to have falsified records and lied about his stated sobriety during his time in the program-while he was still seeing patients. He was put on probation, but the board never revoked his license.

Last year, West began practicing in Southern California, first at the Beverly Hills Plastic Surgery Institute, with offices in Beverly Hills and Long Beach, and now at the Plastic Surgery Institute of Beverly Hills in Huntington Beach and in LA. Early last year, the

medical board complaints filed by five of his former patients were taken up by the attorney general's office and are now part of one formal accusation filed last February by the Medical Board of California, alleging multiple acts of gross negligence by West. These former patients (and one ex-patient's husband) allege that West left a disturbing trail of deformed and injured patients behind him in Sacramento, and they do not believe he should still be practicing medicine. At issue is the state medical board's handling of doctors like West, who, these former patients say, should not be practicing while battling their addictions. These ex-patients say they won't rest until the board revokes his license.

West could not be reached for comment for this story. His attorney, Dominique Pollara, emphasizes alcohol has not been a patient-care issue for West and cited an appellate court and medical-board decision where this was determined. "There has been absolutely no evidence where I've represented Dr. West where he has treated patients under the influence," she says. "Does that mean he doesn't have a drinking problem? No. But it means there was no alcohol involved during patient care."

\* \* \*

Keep Reading

## How can I grow a bushy mustache?

The day of West's DUI accident in 2000, Becky Anderson, a feisty grandmother who had been diagnosed with breast cancer the year before, was in the emergency room at Mercy San Juan Hospital near Sacramento. She had gone in with a severe infection in her abdomen and later wrote in a statement that she had repeatedly tried to reach West that day, but couldn't.

Anderson had already been through two surgeries with West. In 1999, she met with him to talk about a breast reconstruction after her mastectomy. Anderson wasn't shy about disclosing her medical and drug history, says her sister Sherry Bural, who accompanied Anderson on the visit. (Anderson is currently in hospice care and could not be interviewed for this story.) She told West that she was a heavy smoker and that she had Hepatitis C, Bural claims. The surgery West urged for Anderson, known as a Tram Flap, was contraindicated for smokers.

"I was furious after that meeting," Bural says. "I felt that was the surgery he wanted to do, the harder one."

The procedure involves cutting out the skin, muscle and fat from the area below the belly button and using it to "rebuild" a breast. It is one option for post-mastectomy cancer patients who would like to reconstruct one or both breasts. Studies have found that current or former smokers have a much higher risk of complications with this particular surgery because of the loss of stomach muscle. The draw for some patients is that the breast is made from real tissue—and the removal of the tissue from the abdomen becomes the added bonus of a "tummy tuck."

"When I tried to talk about the smoking, Becky said Dr. West didn't think it was that big of a deal," asserts Bural, who tried to talk her sister out of the Tram Flap surgery. "He was a good salesman." The handsome West was charming to the point of being slightly flirtatious with Anderson, she alleges. Anderson went through with the procedure in March 1999, and soon after, she was back in the hospital. The large incision on her belly would not close and had become infected. Because of the infection, she was unable to begin chemotherapy treatments for her breast cancer.

In late 2000, a month or so after West's DUI arrest, West performed a different surgery to address the still-open wound in Anderson's stomach. The plan was to close the hole, now about the size of a quarter, with a small piece of skin grafted from her leg. When Anderson awoke from the surgery, she found that West had severed a large muscle above her knee and placed it on her abdomen to close up her wound—a procedure to which she had not consented, she claimed. "It looked like she'd been filleted," Bural says. "She was mutilated."

The wall of muscle tissue on Anderson's stomach eventually died and could no longer hold her intestines in. A second doctor eventually covered the intestines with a skin graft from her leg, but a pouch-like mound containing her intestines emerged from her body. Today, Anderson keeps the intestinal bulge in by wearing tight jeans all the time, even to bed, her sister says. Anderson's part of the complaint filed by the medical board alleges gross negligence and dishonesty on the part of West.



Judy McDonald, a soft-spoken 62-year-old homemaker from Auburn, north of Sacramento, had been referred to West by the surgeon who performed her mastectomy. After West performed a Tram Flap breast reconstruction in the summer of 1999, McDonald says, her wounds became gravely infected. "My belly and my breast came unsewed after the infection," she claims. Within a few weeks, McDonald says, her opening was so big she could see inside her gut. "My house smelled like gunk," she says. "Every time I saw [West], he said it was normal with infections. He said it took a couple of months to cure and said I had to be patient-and then he just gave me prescriptions."

West tried to vacuum-pump the pus draining from McDonald's wounds, but that made her anemic, she alleges. In late September 1999, McDonald went into the hospital to have her abdominal and breast wounds closed by West. During the surgery, a ball of infection burst in her abdomen, she says. "I'm sure there was panic in that surgery room," McDonald says.

She then had to be treated by an infectious-disease doctor at the hospital and received in-home nursing for several months following the surgery. She says she continued with West as her surgeon "because I just thought it was my body. I thought it was my fault that I just got infections." In May 2000, West performed his third and final surgery on McDonald to "lift" her right breast so that it would match her much larger, reconstructed left breast. Instead, McDonald claims, she received a breast reduction and nipple surgery, which she says she did not consent to. She is now part of the formal complaint, alleging gross negligence by West.

According to state medical-board records now available to the public, in June 2001, West was convicted of a misdemeanor for the previous year's DUI arrest. The Medical Board of California launched an investigation soon after. Becky Anderson sued West for medical malpractice in August 2001. After its investigation, the board recommended West join the diversion program in lieu of potential disciplinary action. In December 2001, West committed to the secretive program, which would allow him to continue practicing, as long as he agreed to attend AA meetings, remain sober and take random urine tests, among other requirements.

Anderson settled with West in May 2002 for \$250,000, the maximum allowed for malpractice suits in California. According to West's attorney, the doctor admitted no fault in the settlement.

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The Medical Board of California's diversion program is as confidential as they come. Created in 1980, it was designed to monitor doctors with substance-abuse problems who agreed to take steps toward sobriety, instead of taking action against them for their drug abuse. "They wouldn't be disciplined [by the board]. Their lives and careers wouldn't be destroyed," says Julie D'Angelo Fellmeth, administrative director of the Center for Public Interest Law in San Diego. "For some physicians, that probably was the case, but for others, they were gaming the system. Doctors who are smart, who want to preserve both their career and their addiction, they'll figure it out," says Fellmeth, who has scrutinized the board's enforcement procedures for nearly two decades.

In 2003, Fellmeth was charged by the state to do an aggressive audit of the board's enforcement practices, including that of the diversion program. It would be the fourth audit in the program's history. After nearly two years as the only person with unlimited access to the diversion program's highly confidential files (not even members of the enforcement division could peer into them), Fellmeth found that "the whole program was a mess."

Because doctors were allowed to participate in the diversion program confidentially, patients never knew if their doctor had a drug or alcohol problem, Fellmeth says. Patients were thus completely dependent on a diversion program that was not doing its job of making sure doctors were taking the necessary rehab classes, passing urine tests, attending group meetings and staying sober. "The board was lulled into this sense of security that if it diverted these doctors, patients would be safe," she says.

But, Fellmeth says, "the program was lax in its monitoring procedures," making it possible for doctors to continue with their addictions while practicing under the medical board's radar.

"The case of Brian West is, to me, a grim illustration of the failings of the diversion program," Fellmeth says. By the time West joined the diversion program in December 2001, several former patients, including Anderson and McDonald, claim they had been injured by the doctor. Other patients would claim they were injured after he joined the program.

West's lawyer, Dominique Pollara, says too much emphasis is being placed on West's case in particular. "You have to look at each patient individually, at their individual circumstances. You can't lump them all together," she says. Of Becky Anderson, Pollara says, "Her outcome was not a good one, and Dr. West agreed and felt it was not an optimal outcome. But it was not because he fell below the standard of care. Becky was treated by many physicians, and they were not able to treat her wounds."

West has been the subject of a series of scathing television reports in Sacramento since 2005; he was recently one of only a few doctors featured in an Associated Press article about the problems with diversion programs nationally. Part of the reason for West's exposure is that his was one of the first cases to go public with his diversion-program record. When West relapsed for the fourth time in 2004, the medical board filed an accusation and held hearings in Sacramento through 2005 on whether or not to revoke his license. Former patient Tina Minasian, who was involved in a malpractice lawsuit against him in 2005, found out about the hearings from her lawyer and thus discovered that West was an alcoholic and had been in the diversion program.

The board found him guilty of violating his diversion commitments, but it did not find that he had been impaired while operating on any patients. West was put on probation and allowed to keep his license. Minasian dug up the malpractice-suit files of other former patients and began contacting them. Although she lost her case against West, both initially and on appeal, Minasian maintains that the issue is one of public safety. Had the medical board made the information about West's—and other doctors'—DUIs and alcoholism or substance-abuse problems available to the public, she says, she and other patients would



have never gone to him.

Minasian has not relented since she lost her case against West, Pollara says. "This is an attempt to blackball Dr. West," she says.

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A loan officer from Roseville, near Sacramento, with deep-set eyes and a low, purring voice, Minasian met West through her work in 2002. Like many patients, she found West to be affable and pleasant. She went in to see him about a tummy tuck in the summer of 2002, but had no idea that he was enrolled in the diversion program or that he had any substance-abuse problems. Strangely, the program approved an employee of West's, his office manager, to be his worksite monitor, a move that allowed West to direct her as to how and what she would report to the board.

Minasian had no way of knowing at the time of her surgery in late 2002 that West had two DUI convictions.

"I would have liked to have known if he was an alcoholic," says Minasian. But that information was completely confidential and off-limits to patients. West's profile on the medical-board website, like that of all other doctors, was limited to informing patients whether or not a doctor's license was revoked, but not why.

Not only was Minasian unaware that West was in the diversion program, but she also had no way of knowing that he was cheating the program. Between March 2002 and March 2003, West ordered his office manager, Karen Valdez, to falsify his hours worked in order to meet program requirements. According to sworn testimony by Valdez in a subsequent investigation by the California attorney general's office on behalf of the board, West also required her to falsify Alcoholics Anonymous sign-in logs to reflect his attendance at meetings he had never gone to. Valdez testified that she was aware that West drank after hours and, on occasion, observed signs of his having been drinking the night before.

"The program never detected any of these falsehoods," says Fellmeth. "Here we are, the safety of the public is depending on a non-physician clerk who is hired and fired by West." Valdez also testified that she never observed him to be impaired while treating patients.

Minasian was still dealing with problems from her body-lift when West abruptly closed down his Roseville practice in the spring of 2003. "I still had ruptured sutures coming out of me," she says. "Today, I still have three open holes, which means stitches are trying to make their way out of me."

After he closed down his practice and filed for bankruptcy, West sent a letter to the diversion program requesting that he be released for staying sober. He had plans, he said, to join the Air Force. The diversion committee did not approve his request to leave the program. In November 2003, West sent a letter to the committee informing them that he was "now a major in the United States Air Force Medical Corps." He asked that his urine-testing and diversion-meeting requirements be reduced.

According to medical-board records, on Dec. 26, 2003, West stopped off at a gas station and purchased two 48-ounce cans of Heineken and drank them in a McDonald's parking lot. He was asked for a urine test hours later and tested positive for alcohol. It was his first documented relapse. He tested positive three more times during the next few months, according to board records.

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By April 2004, West had had four documented relapses, and his license was still active. The diversion-program committee told West he would need to check into a 90-day inpatient rehab facility or be terminated from the program. Because he was on active duty with the Air Force, West couldn't get the time off and was subsequently terminated from the diversion program. Soon after, the Medical Board of California filed a formal accusation against West for violating the program's terms.

"They had a policy that after three relapses, the program should terminate him," says Fellmeth. "It took them four months to file an accusation against him, then eight months for a hearing. The system is just stalling and stopping; meanwhile, this guy is practicing medicine."

"When a person tests positive, what we want is to pull them from practice," says Kimberley Kirchmeyer, deputy director of the Medical Board of California. But Kirchmeyer could not explain why West was not pulled from practice or put into an inpatient treatment program after he tested positive four times. The slow reaction on the part of the program when a physician has relapsed is "part of the flawed program," she says.

In 2005, Minasian filed a malpractice lawsuit against West in Placer County Superior Court. Later that year, before her case had gone to trial, her attorney informed her that West was under investigation by the state medical board. She went to two of the hearings and learned about West's failure to stay sober while he was in diversion—and while she was a patient of his. "That's how I found out he was an alcoholic," she says.

In September 2005, an administrative-law judge ruled in the board's case that West's behavior warranted grounds for the revocation of his license. But the order was stayed, and West was given five years' probation and required to attend AA meetings and submit to random urine testing, among other requirements.

During the hearings, Minasian learned that patients could file complaints against their doctors to have their licenses revoked through the state medical board, independent of any lawsuit. A deputy attorney general told Minasian that she was not called as

a witness in his case because she had not filed a complaint against West with the medical board, she says.

Frustrated, Minasian tracked down the files of other patients who had filed lawsuits and contacted some of them to find out if any of them had filed complaints with the state medical board. "None of them knew. I thought—we all thought—that our lawsuits went to the medical board, that they knew about them and were investigating doctors," says Minasian. But she discovered that the board only investigates cases in which there has been an award or settlement above \$29,999.

In November 2005, Fellmeth issued the scathing results of her two-year internal audit, which found that the board's enforcement program was essentially failing to protect the public. She made recommendations for how the board could improve its enforcement program.

"Prior to November 2004, you could find out if someone had been ordered [into diversion] only through a public-records-act request for that disciplinary order," says Fellmeth. "All they would post on the website was 'license on probation,' and they wouldn't say that they were required to participate in the diversion program." Information about doctors who were referred or who voluntarily joined the program could never be obtained. As a result of Fellmeth's report, patients can now obtain documents for doctors who have been disciplined by the board on the board's website; information about diversion is included only if doctors were mandated into the program.

In December 2005, Minasian lost her malpractice suit against West. By then, she had filed five medical complaints against him with the medical board. Although a complaint with the medical board has to go through a series of reviews before it is green-lighted for investigation by the state attorney general, Minasian felt that she and other patients who had suffered similar infections and complications after their surgeries by West could build a case to have his license revoked. Pollara, West's attorney, says Minasian's pursuit of West is motivated by the loss of her lawsuit. "Dr. West often agreed to try and help patients that no one else would touch because he felt patients should be entitled to feel better about themselves. There are many people that probably would not have agreed to operate on Becky Anderson or Tina Minasian."

Of the dozens of former patients whom Minasian says filed medical complaints against West, five have made it through the board's stringent tiered elimination process and to the investigation-and-accusation level at the attorney general's office. The board receives an average of 7,000 to 8,000 complaints per year. Of those, 1,200 were investigated last year, only 416 of which were referred to the attorney general's office for formal investigation.

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In 2006, Minasian started a blog with patients' stories about their experiences with West. She has been contacted by about 100 women, she says, who say they have had bad experiences with him. Minasian encourages them to file complaints with the medical board, "but not all have filed complaints because they don't think it will do any good," she says.

Minasian, Anderson and McDonald are among the five women listed in the accusation against West filed in February, two years after the complaints were first submitted. The other patients listed at the time the accusation was filed are Sharon Mikulecky and another known only as M.H.

A sixth patient, Ruby Young, was added to the complaint in November 2007. West performed a Tram Flap procedure on Young in August 2000. Young's breast and abdomen became infected after her sutures ruptured, according to the complaint. "The sutures were coming undone, so [West] used his bare hands and took every stitch out, one by one, without any gloves on," she claims. West's bare-handed procedure is part of Young's allegation of gross negligence. Her wounds did not close for five months.

Ken Mikulecky, whose wife Sharon also had a Tram Flap procedure performed by West in August 1999, is alleging repeated acts of negligence by Dr. West. According to the complaint, her breast and abdomen became infected and did not heal for a full year following her surgery. "From one hip to another hip, her wound was wide open," Mikulecky says. The Mikuleckys tried to sue but could not afford the costs, he says. They eventually went to another doctor to close up her wounds in 2001.

Sharon Mikulecky died in August 2003 following an unrelated recurrence of her cancer. "I can't blame [West] for killing my wife because she had cancer before," says Mikulecky. "But I can blame him for weakening her to the point where she damn well died. If it hadn't been for his botched job, she wouldn't have spent a full year at two hospitals and at home healing up."

Minasian says about half a dozen of the women who have complained to her about West are from Southern California. To date, no lawsuits have been filed against West in Orange or Los Angeles counties. If there have been medical-board complaints filed, information cannot be known about them unless they are green-lighted for investigation and submitted as formal accusations by the attorney general.

West worked for the now-defunct Beverly Hills Plastic Surgery Institute for about one year beginning in the fall of 2006, according to Daniel Shin, the center's former medical director. Shin, an anesthesiologist, says West told him he was in the diversion program and asked if Shin would be his sponsor, which Shin agreed to. "He just needed to be watched, charts checked, to see if he was showing up to work late, because of the diversion thing," Shin says. "But none of those things ever occurred.

"He was in the diversion program, but he was very compliant. There were never any complaints that he was drunk or smelled of liquor," says Shin. "He was very productive. He was able to do four or five surgeries a day." Shin says West left the institute because of the company's financial issues, not because there were any problems with West's practices. Complaints Shin may have received regarding West's surgeries "are normal for any plastic surgeon," he says.



West now works for the Plastic Surgery Institute of California, which is also listed as the Advanced Surgical Institute and the Advanced Medical Institute at its Huntington Beach offices. The company has locations in Beverly Hills, Pasadena and Newport Beach. West splits his time between the Huntington Beach and Beverly Hills offices. Located on a large lot on Beach Boulevard between Ulita and Yorktown, the Huntington Beach offices are spread out over the third floor of a wide, four-story realty building. The patient visitor's office is hidden down a long corridor. Huge Italian Riviera paintings and plush gold-and-dark-mustard-colored 17th-century-style chairs fill the snug, neat room.

An assistant to Dr. Mazin Alhakeem, president of the Plastic Surgery Institute of California, confirmed that West practices there. Alhakeem had no further comment by press time.

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This past June, in an audit meant to reveal whether the rest of a long list of recommendations made by Fellmeth in 2005 had been implemented, the state auditor's office found that the diversion program was still not working. "Inconsistent monitoring of participants and inadequate oversight of its service providers continue to hamper its ability to protect the public," the report read.

In July 2007, the Medical Board of California voted to abolish the diversion program altogether by June. The decision set off a firestorm among physicians who support the program and believe eliminating it will only make matters worse for doctors and patients. In October, the California Medical Association, California Psychiatric Association and California Society of Addiction Medicine issued a joint proposal for a "Public Protection and Physician Health Program," in lieu of the termination of the diversion program. Their proposed program, not unlike the one being abolished, would monitor doctors with substance abuse and other problems and allow them to participate in the program confidentially.

The board's Kimberley Kirchmeyer says the abolishment of the program may work in patients' favor, since physicians will now be promptly and temporarily pulled from practice, she says, while the board reviews incidents if they test positive for drug use or if they are caught violating the law where it affects their work.

A hearing date has been set for April for the accusation against West; Minasian hopes that by encouraging patients to go public with their complaints and to pressure the board to post as much information about doctors as possible, patients will be safer in the long run. "When you file a complaint, your hope is that [the doctor] will be disciplined," says Minasian. "And all disciplines are public record."

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LEGAL

**Delmar Williams** and **Alison Alpert** of **Best Best & Krieger's** San Diego office have been elected partners of the law firm. Williams, who has been with the firm since 2003, practices real estate and municipal and redevelopment law. His practice focuses on transactions involving the purchase, sale, lease and development of real estate and related financing. He received his undergraduate degree from **Occidental College** and his law degree from the **USD School of Law**.

**Alpert**, who has been with the firm since 1998, practices labor and employment law, representing private and public employers in a range of employment litigation. Alpert also advises clients on issues such as employee handbooks and employment policies, harassment investigations, wage and hour law, workplace violence, drug and alcohol testing, discipline and termination. She received her undergraduate degree from **Pomona College** and her law degree from **UC Davis, King Hall**.

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The wages of advocacy;  
 Liberty of Conscience: In Defense of America's Tradition of Religious  
 Equality;  
 Book review

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LIBERTY OF CONSCIENCE: IN DEFENSE OF AMERICA'S TRADITION OF RELIGIOUS EQUALITY by  
 MARTHA NUSSBAUM Basic Books, 320 pages, \$27.50

MARTHA NUSSBAUM'S *Liberty of Conscience* is a blend mixed from approximately equal portions of John Rawls, Sandra Day O'Connor, and the pack of recent writers deploring America's imminent theocracy. Nussbaum's ideal is Rawls' style of public discourse, in which citizens would refrain from bringing their particular religious beliefs into public debates. Like Justice O'Connor, she would forbid government to endorse religion. And she is endlessly critical of the religious right, which she portrays as mounting a major assault on the American tradition.

Along the way, Nussbaum insists she is friendly to religion. She presents herself as a religious person in the Reform Jewish tradition, and she rebukes aggressive atheists of the Daniel Dennett variety. So, for instance, she enthusiastically favors accommodation of conscience, and she allows that localities may adopt school-voucher programs on neutral terms. And while maintaining that the words under God in the Pledge of Allegiance are unconstitutional, she concludes that the religious meaning of "In God We Trust" has been sufficiently rubbed off by time that the national motto is probably acceptable.

There is nothing especially novel or radical in these views, and Nussbaum's presentation of them is accessible and often engaging. She does more than most scholars to humanize controversies that are often discussed in more abstract terms. And yet, not content to propose what might be an acceptable compromise around which Americans might coalesce, Nussbaum claims to be speaking in a more principled way for the "American tradition of religious equality."

Sometimes the history she cites provides support for her views. Often it does not--and when history and Nussbaum's prescriptions diverge, Nussbaum refashions the history to fit the prescriptions. Taken as a whole, her surgical treatment of "the American tradition" amounts to a sort of extreme makeover. The refashioned version may be more attractive than the original (to contemporary liberal sensibilities, anyway), but it is a makeover nonetheless.

Nussbaum is on firmest historical footing in advocating accommodation of conscience in the form of what are commonly described as free-exercise exemptions. The issue is basically this: If a law (military conscription, for example) that is in its terms neutral toward religion nonetheless commands some people (Quakers, perhaps) to act contrary to their religion or conscience, should conscientious objectors be presumptively exempted from compliance?

Modern jurists and scholars have divided on the issue. But, as was evident from the broad coalition that gathered in reaction to the Supreme Court's 1990 decision ruling that exemptions are permissible but not constitutionally mandated, there is no seismic divide here: Religious groups and more secular organizations such as the ACLU converge in favoring free-exercise exemptions.

Perhaps because accommodation of conscience has enjoyed broad support among Americans, Nussbaum's chapter



devoted to the issue is the most balanced in her book. She ably reviews crucial controversies from the founding era on, and, while acknowledging the possibility of good-faith disagreement, she makes a strong case that the tradition favors exemptions. The case is not quite as powerful as Nussbaum says it is, however: Her attempt to enlist the support of Roger Williams and James Madison, for example, is dubious. Still, her chapter on accommodation convincingly shows that, in both the founding and more modern periods, reflective judges and legislators have struggled to avoid forcing people to choose between obeying the law and obeying their conscience.

Readers may wish that Nussbaum had done more to elaborate her rationale for treating conscience as worthy of special protection in law. Defining conscience as a "faculty with which each person searches for the ultimate meaning of life," she argues that this faculty is "worthy of respect whether the person is using it well or badly." This is an intriguing claim, but it raises a host of questions. Is there really a faculty of the kind Nussbaum describes? Why is this faculty so intrinsically valuable, even when used badly? And can the claim of special value for a meaning-seeking faculty be commended even to people who believe that the notion of an "ultimate meaning of life" is mistaken or nonsensical?

If it is plausible to say that Americans have generally favored the accommodation of conscience, the same cannot be said of Nussbaum's view that government should be forbidden to endorse religion, as was manifest in the widespread, bipartisan outrage provoked by the Ninth Circuit Court of Appeals' 2002 decision striking "under God" from the Pledge of Allegiance. Here again, Nussbaum claims to be speaking for the American tradition. But in this case the evidence is overwhelmingly against her.

Thus, Nussbaum's condemnation of governmental endorsement of religion is out of tune with much of what Americans have most cherished in our political tradition. Examples could be multiplied almost endlessly. Under her principles, for instance, the Declaration of Independence, with its invocation of "Nature and Nature's God" and its assertion that humans have rights with which they are "endowed by their Creator," is surely suspect. And her prohibition seems necessarily to condemn the seminal enactment that arguably got the whole legal movement started. After all, Jefferson's revered Virginia Statute for Religious Freedom begins with the decidedly theological pronouncement that "Almighty God hath created the mind free; that all attempts to influence it by temporal punishments or burthens ... are a departure from the plan of the Holy author of our religion, who being Lord both of body and mind, yet chose not to propagate it by coercions on either, as was in his Almighty power to do."

In opposing such expression, Nussbaum is doing just what she repeatedly and stridently criticizes those she opposes for doing: She is assailing a central American tradition. Nussbaum nonetheless struggles to produce traditionalist credentials. Her principal tactics (beyond simply omitting to notice most of the contrary evidence) are to commandeer some giants from the American past and to argue that the tradition's general commitment to religious equality entails her more specific commitments to nonendorsement and a secular public discourse.

Roger Williams, the presiding hero of the book, emerges early in *Liberty of Conscience* as a proto--John Rawls. But this is a Williams substantially reconstructed to suit contemporary liberal tastes. Thus, Williams is depicted as a gentle, thoroughly lovable (at least by anyone except ogreish Puritans like John Cotton), patiently reasonable man--a friend of Indians, a man of deep convictions who nonetheless anticipated Rawls in refraining from invoking these convictions in arguments on public issues.

To be sure, the real Williams was indeed a courageous figure, a passionate champion of freedom of conscience and, it seems, a generally likable fellow. But Nussbaum keeps in the shadows the more complex and darker Williams--a man, for example, who insisted that civil authority is "God's sword" to punish (among others) men who wear long hair and who thought Quakers should be sanctioned for their disrespectful practice of addressing civil officials using the biblical language of "thee" and "thou." We see little of the Williams who haggled endlessly with Puritans and Quakers over the proper interpretation of Scripture and whose defense of conscience and of a secular public square was firmly and explicitly grounded in those interpretations. This was the Williams, as Timothy Hall's more historically faithful study shows, whose religious tolerance was directly if paradoxically the product of his own religious fanaticism.

On this last point, Nussbaum says Hall is wrong. Williams held "peculiar religious beliefs," she concedes, but he "nowhere alludes to these beliefs in arguing for liberty of conscience--nor should he, since it is his considered position that political principles should not be based on sectarian religious views of any sort." How to resolve this disagreement? Here is my suggestion: Google Williams' "The Bloody Tenet of Persecution" and see for yourself whether he appeals to his sectarian religious beliefs in making his case for conscience. You should have a pretty clear answer in about three minutes.

If Nussbaum thinks Roger Williams anticipated John Rawls, she portrays James Madison as the forerunner of Justice O'Connor. Of Madison's Memorial and Remonstrance (the eloquent brief for religious freedom he wrote during the successful campaign in Virginia in which a bill supported by Patrick Henry for subsidizing Christian ministers was defeated and Jefferson's Virginia Statute for Religious Freedom was adopted instead), Nussbaum declares that "Madison's central

argument is that any sort of establishment violates the equality of citizens." She goes on to explain that, for Madison, "the very fact that the state endorses one religion, Christianity, above another is itself a violation of the equality of citizens."

It would be convenient, for Nussbaum anyway, if this were so. The truth, however, is that equality is not Madison's central argument (unless by "central" Nussbaum means that it comes up toward the middle of Madison's brief). On the contrary, Madison's primary argument in the Memorial and Remonstrance is explicitly theological in character: "It is the duty of every man to render to the Creator such homage, and such only, as he believes to be acceptable to him. This duty is precedent both in order of time and degree of obligation, to the claims of Civil Society."

And when Madison does make an equality argument, he actually uses the idea to oppose exactly the kind of accommodation that Nussbaum favors. Patrick Henry's bill contained a partial exemption for "Quakers and Menonists" who were religiously opposed to a paid ministry, and Madison evidently thought it unfair to offer such special accommodation.

Far from contending that state endorsement of religion violates equality, in the Memorial and Remonstrance Madison himself endorsed both religion in general and Christianity in particular. And he was the leading force in securing the adoption of Jefferson's statute, with an eloquent and overtly religious preamble noted earlier.

In another sense, however, Nussbaum is right to read a more general commitment to equality into Madison's position. Closely considered, equality is a formal notion: It means, essentially, that "like cases should be treated alike," but it does not provide the substantive criteria for determining which cases are like. In reality, the world is not divided into people who favor equality and people who oppose it: The real divisions are over what substance to pour into that receptive vessel.

Nussbaum's overall strategy is, first, to show that, even when they did not use the term, Williams and Madison and the founders were committed to equality; then, having extracted such a commitment, she pours into that formal notion the substantive content that she favors. The strategy succeeds at the first stage. Madison and his contemporaries were committed to equality in some sense. But when Nussbaum attributes to them her own substantive commitments and her particular version of equality--in particular, the idea that equality is violated when government makes religious statements--she simply remakes the founders in her own image.

In support of this makeover, Nussbaum argues that a commitment to religious equality leads inexorably to a prohibition on governmental endorsement of religion, even if Madison and Jefferson and Lincoln--and Franklin Roosevelt and William O. Douglas and Bill Clinton and George W. Bush--have failed to grasp the implication. In a large and pluralistic community, if government endorses any religious belief there will inevitably be citizens who disagree. To this extent, these citizens are likely to feel like outsiders. But doesn't religious equality mean that no one should be made to feel like an outsider based on religion?

There is no doubt a beguiling plausibility to this argument. But the logic is hardly inexorable, and the conclusion is ultimately untenable. Consider the same argument in a free-speech context. Free-speech doctrine heavily stresses an equality theme; nonetheless American governments constantly say and do things that contradict beliefs some citizens hold dear. Suppose one of these offended citizens objects, "I'm supposed to be treated with equal respect, but you're making me feel like an outsider by putting the weight and prestige of government behind beliefs that contradict my own deepest convictions." We would patiently explain to this dissenter that governments say--and must say--lots of things, including things that offend many of us. But we are still equal citizens, and equally citizens, in the crucial sense: We enjoy the full panoply of rights and privileges--free speech, due process, and so forth--that other citizens enjoy. A fight not to have government say things that contradict anyone's deep convictions is not, and realistically could not be, among those equally distributed rights.

This conclusion does not change just because the deep convictions that government offends in a particular case happen to be religious. And, indeed, when it is convenient Nussbaum fully understands the point. For example, she maintains that the public schools should teach evolution and not creationism, even though she knows that theories of evolution contradict the religious beliefs of some students.

In one prescient paragraph that should have been crucial to the book, Nussbaum concedes that equality "does not imply that all religions and views of life must be (equally) respected by government: for some extreme views might contradict, or even threaten, the very foundations of constitutional order and the equality of citizens within it."

The qualification most obviously covers citizens who favor things like torture or slavery, she explains, but in reality it applies as well to all who hold "opinions that teach the political inequality of others" (a category that, at least in Nussbaum's interpretation, evidently includes everyone who supports keeping "under God" in the Pledge). These people "will not be suppressed," but they are at a "disadvantage," and there is no way to prevent them from feeling like outsiders.



I do not mean to criticize Nussbaum for qualifying equality in this way. On the contrary, I think she has a valid point--and one she ought to have generalized. Inevitably, a government will stand for and express many things. And, in a pluralistic society, some citizens will reject things the government says, sometimes because these statements contradict those citizens' own deeply held religious beliefs. The modern political problem--the problem of *e pluribus unum*--is to devise ways of maintaining community in a pluralistic society in which citizens have an equal right to adhere to and express their beliefs but in which, inevitably, not all deeply held beliefs will be consistent with those expressed by government.

It is, to be sure, a daunting problem. Rather than acknowledge and address that problem, though, Nussbaum takes the low, rhetorically easy road. Thus, she consistently depicts America's cultural struggles, past and present, not so much as a series of conflicts between people who in good faith have held different beliefs and constitutional visions but rather as a struggle between those who have sustained the "American tradition" and those who, acting from baser motives, have assailed it. It is a stark story of good guys (Williams, Madison, Nussbaum, who are committed to fairness, equality, and liberty) struggling against bad guys (the Puritans and the modern religious right, who from selfishness or fear want to impose an orthodoxy).

Depictions of nice liberals vs. nasty theocrats are, of course, entirely familiar. Coming from a scholar like Nussbaum, though, this performance is disappointing. And the performance is laden with ironies. Thus, while inveighing against government-sponsored orthodoxy, she makes it perfectly plain that there is a set of right or proper beliefs and values (an orthodoxy, though of course she doesn't call it that) that she wants embodied in law, endorsed by government, and taught in the public schools. Throughout the book, she expresses deep distress about how religious expression by government--prayer in the schools, for example, or the words under God in the Pledge--may create a sense of exclusion in religious minorities and agnostics. But she seems serenely unconcerned when the same kind of injury is inflicted on, say, fundamentalist Christians.

In one remarkable passage, after noting that nineteenth-century proponents of "nonsectarian" public education somehow failed to see that reading the King James Bible in schools was offensive to Catholics, Nussbaum says in censorious terms: "It's rather extraordinary that people had so little sense of history that they didn't notice this, or perhaps they simply didn't care." Perhaps so, but the observation is susceptible of more immediate application.

Over and over, Nussbaum contends that the people whose views she opposes are acting from insecurity and fear. The irony once again is palpable, since at various places in the book Nussbaum herself describes America in conspicuously alarmist terms. The American tradition is "under assault," she says; it is "facing a huge threat." "An organized, highly funded, and widespread political movement wants the values of a particular brand of conservative Christianity to define the United States." Sometimes the language is ominous, as when she observes that "the current threat is not, or not yet, violent." Who is it who speaks from insecurity and fear?

Perhaps the central irony, though, is that, while insisting on equal respect for all, Nussbaum herself seems unable to extend a basic respect to those whose views she rejects--or even, for that matter, to some of those whom she adopts as the book's heroes, Roger Williams and James Madison. You do not show genuine respect by foisting your views onto another person, living or dead, and conscripting him or her for your cause. And you definitely do not show respect by treating another person's beliefs dismissively as a product of "panic," "selfishness," or a desire to "lord it over others."

Judge Learned Hand once observed that "you may take Martin Luther or Erasmus for your model, but you cannot play both roles at once; you may not carry a sword beneath a scholar's gown, or lead flaming causes from a cloister." Perhaps Hand posed the alternatives too starkly, but surely he identified a real tension that would-be public intellectuals must face. Martha Nussbaum is, sometimes, a first-rate and even brilliant scholar. But she is also, sometimes, an advocate. Liberty of Conscience is held out as a work of scholarship, but it also pays, at a premium, the wages of advocacy.

STEVEN D. SMITH is Warren Distinguished Professor of Law at the University of San Diego and the author of *Law's Quandary* (Harvard University Press).

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Book reviews



SAN DIEGO  
**Metropolitan**  
UPTOWN EXAMINER BUSINESS REPORT

**Daily Business Report**  
January 11, 2018

USD's 24th Nathaniel L. Nathanson Lecture on March 11 is titled "Originalism: Lessons from Some Things That Go Without Saying." It will explore the possibilities and limitations of what is called "originalism" in constitutional interpretation by concentrating on different sorts of "silences" in the Constitution's text or in the interpretive stance of federal courts, the role of political parties, the meaning of a "republican form of government" and the role to be played by presidential electors.

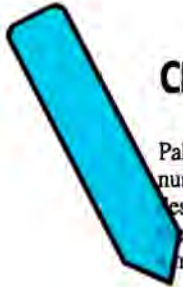
The lecture series brings speakers to the university to discuss issues of national significance. Originalism is a hot topic among the nation's leading legal scholars.

The event, free and open to the public, will be at 6 p.m. at the **Joan B. Kroc Institute for Peace & Justice** on the USD campus. Reservations can be made by calling (619) 260-6848 or by e-mailing [usdlawevent@sandiego.edu](mailto:usdlawevent@sandiego.edu).

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# NewsJournal

February 21, 2008



## CEC at RB

Karen Longstreth, who lived with a Palestinian family and volunteered as a nurse for three weeks last summer, will describe "Life on the West Bank" for the Continuing Education Center at 10 a.m. Tuesday, Feb. 26.

University of San Diego law professor Dr. Michael Ramsey, who once clerked for Justice Antonin Scalia, will offer "Reflections on the Roberts Court" at 1:30 p.m. Wednesday, Feb. 27.

Robert Donnelly of the Trans-Border Institute, University of San Diego, will describe Mexico's judicial system and compare it with that of the United States at 1:30 p.m. Thursday, Feb. 28.

Dr. John Putnam, who recently lectured on California history, will discuss "Marketing the American West" at 10 a.m. Tuesday, Mar. 4.

Remington Club lecture fees are \$5 members, \$7 nonmembers. Pre-registration at 858-487-0464 is appreciated.

The Old Globe Theater will premiere a new musical, "Dancing in the Dark," in March. It is based on the 1950s motion picture "The Band Wagon." CEC offers tickets and transportation from Remington Club II to

the March 15 matinee. Cost: \$74 members, \$79 nonmembers. Reservation deadline is Feb. 23. Transportation for persons holding Old Globe subscriptions is available for \$25 on a space-available basis.

CEC's next free community lecture at Oaks North Community Center, 12578 Oaks North Drive in Rancho Bernardo, will feature Richard Lederer, author, columnist and radio host. The March 13 lecture is "Presidential Trivia," which is also the title of Lederer's most recent book. Refreshments will be served at 7 p.m. followed by the lecture at 7:30 p.m.

Reservations are also available for an all-day trip to the Orange County Performing Arts Center on Saturday, June 28. The day will include a backstage tour of the Segerstrom Theater, lunch at the center, and a matinee performance of the ballet "Romeo and Juliet" by the La Scala Ballet from Milan, Italy. Premium orchestra seating is \$129 members, \$139 nonmembers. Side orchestra seating is \$87 members, \$97 nonmembers.

CEC is an all-volunteer nonprofit organization which offers noncredit college level lectures at Remington Club Phase II, 16916 Hierba Drive in Rancho Bernardo. For information call the CEC office at 858-487-0464 or find details on the Internet [www.cecrb.org](http://www.cecrb.org).

# San Diego Daily Transcript

February 27, 2008



## TUESDAY, MAR 11 - LECTURE

### 24TH NATHANIEL L. NATHANSON LECTURE

Robert Bennett will present this annual lecture, on the subject "Originalism: Lessons from Some Things That Go Without Saying". Reservations are required; reserve your spot today. **Organization:** University of San Diego, School of Law **Information:** (619)260-4868 [usdlawevent@sandiego.edu](mailto:usdlawevent@sandiego.edu) **Cost:** No Cost **When:** Starts: 6:00 PM **Where:** Joan B. Kroc Institute for Peace & Justice, USD, 5998 Alcalá Park, San Diego, 92110, Venue Phone - (619) 260-7509





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## San Diego News

### Local Lawyer Accused Of Mishandling Clients' Cases

POSTED: 5:36 pm PST February 26, 2008  
UPDATED: 10:00 pm PST February 26, 2008

**SAN DIEGO** — Perched high at a prominent corner of Pearl Street and La Jolla Boulevard, Steven R. Liss promotes himself as an attorney who handles divorces and adoptions.

But former clients said their cases were mishandled by Liss.

10News asked one of Liss' alleged victims, "What did he do with your case?"

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their money and then botched their adoption of a baby girl. The couple had to give the child back after six weeks.

Liss refused to speak to 10News then.

10News wanted to speak to him now because of newer complaints.

In checking his history, 10News learned that Liss' official record is unimpressive.

His license to practice law was suspended but stayed. Liss is still permitted to handle client cases while he is on probation for 2 years.

It's not just his clients that have issues with him. The labor board which handles employee complaints reports that Liss has 16 cases filed against him.

But 10News' major concern are his clients.

Erica Ambuelh regrets hiring Liss for her divorce, paying him \$5,000 that she had borrowed from her mother.

According to Ambuelh, Liss never filed paperwork and also lied to her.

"He didn't show up in court, didn't tell me about it. There was a default judgment, I never got child support or alimony, it was a horrendous experience," said Ambuelh.

She only found out about her divorce when her ex-husband told her.

Ambuelh's complaint to the state bar led to Liss' probation because he "intentionally, recklessly or repeatedly failed to perform legal services with competence."

It did not do her much good because Liss has never paid her back.

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**Video: 10News Investigates: Clients Say La Jolla Lawyer Mishandled Cases**

The person responded, "Nothing!"

Another person said, "He should absolutely be disbarred."

"I think his licensing needs to be taken away," said another alleged victim.

In 1998, the 10News investigations team profiled a couple that claimed Liss took

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"He seemed like he was up for the job," said Anne Munday Vuzzo.

Vuzzo said she is owed money by Liss. She said she paid him a \$12,500 retainer for her divorce but decided to fire him within weeks because he had not done any of the work he had promised.

Liss left a voicemail for Vuzzo, saying, "It's Steve Liss calling, trying to touch base with you..."

Vuzzo wanted her money back and in three weeks, Liss left voicemail after voicemail, each one with another excuse.

"I'm out of the office, out of town actually."

"I do have limited email access."

"Actually, I tried to get a hold of my bookkeeper, think she might be out of town also."

Liss eventually paid half of the money back but in the process he bounced a check. According to Vuzzo, Liss still owes her \$5,000.

"He put me in a big hole, financially, I know I'll never recover from it," said Brenda Lacy.

Lacy is another unsatisfied customer of Liss. She said she paid him a \$6,000 retainer.

"He asked for another \$400 for a filing and he needed it right then. Within 30 minutes he had it in his hands, but nothing was filed," said Lacy.

After Liss missed 3 of her court dates, Lacy dumped him. However, she had to picket outside of his La Jolla office and embarrass him into giving the money back.

"He should absolutely be disbarred, without question; he should not be practicing any type of law, anywhere," said Lacy.

10News investigative reporter Lauren Reynolds paid a visit to Liss' La Jolla office.

Reynolds said, "I'm Lauren Reynolds for Channel 10 News. I need to talk to you about your client, taking their money, not defending them... Brenda Lacy had to picket to get her \$6,000 back. Erica Ambuelh, you owe her \$5,000. She's even won an arbitration award. Do you think you deserve her money more than she does?"

Liss said all those cases have been resolved and backed Reynolds out.

"Do you take their money and not do work for them? What do you have to say for yourself?" asked Reynolds.

Right after leaving, Liss appeared amused by 10News' questions.

"I think bad attorneys number in the thousands, not in the hundreds," said Rob Fellmeth.

Fellmeth, a professor of Public Interest Law at the University of San Diego, is not familiar with Liss but he is familiar with the law regarding retainers paid to attorneys. He said the retainer should go into a trust account and not into somebody's pocket.

"That could be criminal embezzlement and can result in disbarment of the attorney," said Fellmeth.

The California State Bar, Fellmeth said, is supposed to vigilantly police attorneys but it often isn't tough enough.

Vuzzo said she hopes with Liss that will change now that she has also filed a complaint.

"I hope this complaint protects other people from having to go through what I've gone through," Vuzzo said.

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# NU hosts 'difficult dialogue' about slavery's impact

By: Rachel Kopilow

Posted: 2/25/08

Universities need to combat historical misinformation on civil rights to understand how slavery continues to impact today's world, said panelists participating in a forum Friday called "Reparations, Redress and Restorative Justice."

"The South won an ideological victory (after the Civil War)," said panelist Roy Brooks, professor at the University of San Diego School of Law. As a result, the nation suffers from "collective amnesia" about slavery and its lingering effects.

Brooks was among eight panelists who spoke during the forum, which was sponsored by the Ford Foundation with the School of Communication. The foundation sponsors the school's Difficult Dialogues seminar series titled "Negotiating Memory and Difference," which focuses on multicultural issues in America.

The forum drew speakers from universities across the country and was split into two panels. The morning panel discussed the damaging legacies of slavery and lack of education on slavery and civil rights in schools. The afternoon panel focused on the complacent attitude of the American legal system toward civil rights. About 40 people attended each session in Harris Hall.

In the morning panel, Brooks stressed the need to clarify and correct the historical record.

"An episode of forgetting is upon us," he said. "When I was in school in the 1960s, I learned a tremendous amount in classes on civil rights and history. Today we don't have that. The problem is not only in secondary education, but universities. It should be a required course."

The panelists discussed methods of reparation, including giving money directly to the descendents of slaves or establishing education funds and museums to honor victims of slavery.

Reparation cases face challenges when courts decide the statute of limitations has expired, said panelist Ald. Lionel Jean-Baptiste (2nd), an Evanston attorney who litigates against corporations that have benefited directly from the contributions of slavery.

"But crime against humanity has no statute of limitation, like murder," he said.

The second panel focused on the American legal system's weak role in prosecuting civil rights offenders.

Police and courts deliberately created "an atmosphere of fear and sanctioning of violence," said Rita Bender, an activist and the widow of civil rights worker Michael Schwerner.

Flint Taylor, an attorney with the People's Law Office in Chicago and NU School of Law '72, detailed



the wrongful convictions, torture and execution of blacks in Chicago during the 1970s-80s. The crimes were committed by a torture ring led by Chicago Police Cmdr. Jon Burge, who brought back torture tactics after serving in Vietnam and used them in Chicago for 19 years, from 1972 to 1991.

The methods included electric shock, simulated suffocation, mock executions and sexual attacks on black men.

Or, as Taylor said, "Things you would have thought didn't happen here."

Then-Cook County State's Attorney Richard M. Daley, who is now the mayor of Chicago, and his assistant, Richard Devine, did not follow through on investigations of Burge when confronted by the public during the 1980s. Burge was eventually fired in 1991, but only after extensive litigation and public outrage, Taylor said.

Men were on death row because of false confessions induced by torture, Taylor said. He said the victims should receive reparations for their ongoing psychological and physical trauma, but the courts have invoked a statute of limitation.

"The nightmare hasn't ended," Taylor said. "If it takes us 20, 30, 40 years, we're going to bring these people to justice."

African-American studies and history professor Martha Biondi, the organizer of the event, said she was pleased with the turnout, discussion, and interest in the forum.

"The goal of the forum was to connect past and present injustices to contemporary discourses of accountability and responsibility," Biondi said.

There is an education and opportunity gap between races that can be traced from slavery to today, said Breyana Drew, a Communication freshman.

"Even being at Northwestern, you can see there aren't as many minorities, which could be because of finances and opportunity deficiencies (for blacks)," she said.

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**SAN DIEGO CLIPPING**  
**SD Union Tribune**

**JAN 10 2008**

**Two nonprofits to receive  
awards at conference**

**SAN DIEGO:** Two longtime San Diego nonprofit organizations will be honored tomorrow at the University of San Diego's annual conference on nonprofit governance.

The Chicano Federation of San Diego County and the San Diego Hospice and Palliative Care center will receive the Kaleidoscope Award for exceptional governance by the USD Institute for Nonprofit Governance.

The prizes, which come with a \$500 honorarium and a plaque, will be awarded on the opening day of the fourth annual conference detailing best practices in the charitable sector.

"Governance is important work and difficult to do well," program coordinator Liz Shear said. "Like a kaleidoscope, the work of governance is intricate, varied and involves viewing the organization through different lenses."

The Chicano Federation of San Diego County was established in 1969 to provide child care, housing and other services to the Latino community. San Diego Hospice and Palliative Care has been providing pain management services to seriously ill residents of San Diego County since 1977.

In recent years, several San Diego-area charitable organizations have misused donations or failed to adequately deliver services for which they were paid. The two-day conference is aimed at educating nonprofit board members, who bear legal and fiduciary responsibility for the appropriate stewardship of an organization's resources.

For more information call (619) 260-7442 or go to [sandiego.edu](http://sandiego.edu). -J.M.

JAN 10 2008

## *USD offers annual nonprofit governance conference*

By **TIFFANY STECKER**  
*The Daily Transcript*

**SAN DIEGO** — The University of San Diego will host its fourth annual Institute for Nonprofit Governance conference Friday and Saturday. The conference aims to equip new and experienced nonprofit board members with the right tools to advance their organization's mission and goals.

The event, hosted by the university's Nonprofit Leadership and Management Program and Caster Family Center for Nonprofit Research, will be held at the Joan B. Kroc Institute for Peace and Justice on the USD campus.

Keynote speakers include Michael Pinto and David Renz.

Pinto, founder and chairman of the board of the Laguna Beach

Education Endowment and Capital Fund, and founder and president of the Laguna Canyon Foundation, has worked to preserve land for public benefit for the past 30 years.

Renz, director of the Midwest Center for Nonprofit Leadership at the University of Missouri, Kansas City, helped found the Nonprofit Academic Centers Council and The Forum of Regional Associations of Grantmakers.

"I believe leadership is about knowing when to push forward and when to hold back," USD board of trustees chair Darlene Shiley said. "But, always, it is about being firm in your commitment to and passion for the cause you are supporting. If you, as a leader, do not believe in what

See **Conference** on 10A

## Conference

*Continued from Page 1A*

you are doing, you will not be able to lead the way for others."

"The most wonderful thing about this conference is that it provides a place for nonprofit leaders to come together, learn from each other and from some of the most remarkable experts in the

nation," said Pat Libby, director of the Nonprofit Leadership and Management at USD.

For more information, contact the Nonprofit Leadership and Management Program at (619) 260-7742 or go to [sandiego.edu/nonprofit/events](http://sandiego.edu/nonprofit/events).

[tiffany.stecker@sddt.com](mailto:tiffany.stecker@sddt.com)

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JAN 14 2008

## Making a Strong Case for Governance of Nonprofits

Recently, a colleague and I were having lunch in Old Town when the topic of nonprofit governance came up.

Odd topic for a lunchtime conversation, she chairs a nonprofit board and is a prominent philanthropist, while I teach at the University of San Diego and consult on the subject.

I was wondering why people have such a hard time with the concept when she said, "The word itself is boring. It ranks right up there with parliamentary procedure. Who can get excited about it?"

This is puzzling to me since so many people serve on nonprofit boards.

From Little League to surf clubs, condo associations to charitable foundations, block watches to schools, service clubs to youth organizations, churches to hospitals, board service engages thousands of us daily.

How do we reclaim the concept and make the word resonate in our hearts and minds? First, we need a more complete definition of governance.

### Definition

Our current definition reads: "The use of authority to set organizational purpose and to ensure that the organization serves those purposes." Somehow, it forgets to mention three essential



### COMMENTARY

Liz Shear

elements of governance: why, for whom and how we do the work.

Substitute "an organized group of people, who, together, advance a mission for the common good, on behalf of the community."

Now governance is about working together in an organized and passionate way to improve our mutual lives. It becomes a sacred community trust.

Second, we enlarge our framework. We recognize that governance is about leadership, not management. Leadership requires us to offer our unique values, beliefs, attitudes, knowledge and skills to advance a cause.

We offer our whole beings — our wisdom, our perspectives, our connections, not just our expertise. Now our work involves passion, trust, responsibility and the best of our human nature.

Third, we ask different questions that engage us more deeply, such as "What does this organization and the community demand of its board and what must this board do?"

We then structure our work to meet these demands and we evaluate our progress.

Now our work is more conscious, meaningful and effective. We reflect, learn and grow as people, as a group and as a community.

### Stop Crabbing

Finally, we stop crabbing and celebrate both the miracle of governance and the people who practice it. We need good governance to keep our community healthy and vibrant.

It is part of the deep structure of our democratic society.

It is how we get things done, give back, find friends, meet neighbors and make meaning.

It has all the elements of a good story: passion, values, dedication, drama, variety, conflict, resolution, victory, an opportunity to walk in another's footsteps, and satisfaction.

Simply put, this kind of governance is love, the kind we live on a daily basis. How could love be boring?

*Liz Shear is a faculty member in the University of San Diego's Nonprofit Leadership and Management Master's Program and coordinator of USD's Annual Institute for Nonprofit Governance, which was scheduled for last week on campus.*

University of San Diego's  
Fourth Annual  
Institute for Nonprofit Governance

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# THE FLINT TO IGNITE A CAREER

*For many, the tools to shape tomorrow begin with continuing education today — or more likely, tonight*

BY TERENCE J. BURKE

Just as it was for Homo habilis aeons ago, the key to advancing remains learning how to master new tools. In San Diego today, continuing education — topping off a day of work with a course at night, a Saturday morning or online at 5 a.m. — is providing the new tools for working adults to shape their future.

While Calcutta is cornering the global silicon sector and Shanghai has earmarked every bag of cement in the world, San Diego already has one abundant resource — continuing education — as the flint to ignite a career or retool for a new one in computers, construction or even chromosomes.

The United States has 70,000 engineering graduates, but India has 350,000 and China, 600,000, reports the San Diego chapter of the Achievement Rewards for College Scientists Foundation. San Diego is a mecca for students from around the world who enroll in the city's internationally renowned universities to study engineering, management or pharmacology.

UCSD Extension helps make that world-beater education available to any San Diego resident. About 20,000 students a year enroll in UCSD Extension professional and enrichment courses that encompass 100 certificate programs and 12 specialized study programs. They include business, engineering and defense technology, information technology and software engineering at the UCSD campus and other centers in La Jolla, Sorrento Mesa, Mission Valley and Rancho Bernardo.

"Lifelong learning is more than just a catchy phrase; it's a philosophy that successful people adopt and follow," says Don Muehlbach, director of

technology education at UCSD Extension and a Navy captain. "Our focus is to help deliver technological advantage to our men and women in uniform. The key to improving the quality of the talent pool is integrating the collective knowledge of the university, defense industry leaders and engineering professionals."

The defense technology program works with the university's Jacobs (as in the Qualcomm Jacobs) School of Engineering to provide advanced technical training to government, military and industry personnel employed in the \$18 billion San Diego defense sector that represents 15 percent of the regional economy.

UCSD has programs in clinical trials administration, design and management; pharmaceutical development; a new master's degree in health law conferred jointly with California Western School of Law; as well as OSHA and customized corporate training for companies that include Hewlett-Packard, Sony, Semptra Energy, Northrop-Grumman, SAIC, Raytheon, Sea World, Callaway Golf and Pfizer.

UCSD Extension also offers standalone seminars, and among this month's is "The REAL Real Estate Forecast" with instructors Gary London and Alan Nevin for one half-day meeting at 7:30 a.m. Jan. 11 at UCSD's Mission Valley center. (Their forecasts are also in this Future Visions issue of *San Diego Metropolitan*.) For more information or to register, visit [extension.ucsd.edu/registration](http://extension.ucsd.edu/registration) or call (858) 534-3400.

Most UCSD Extension courses with five or more meetings allow for the first class to be attend-



**Bob Barker operates the San Diego-based Website, *EDUDegreeDirectory.com*, an interactive database designed to match working adults returning to school with the right college program for them.**

ed at no charge. Certificate students also have free access to the university's career resource center and the Job Seekers Club, a five-week series to build contacts and improve job search skills like salary negotiation. For more information contact [careers@ucsd.edu](mailto:careers@ucsd.edu) or call (858) 822-1366.

With so much continuing education available, assistance in matching the right college program to the working adult is the mission of San Diego-based *EDUDegreeDirectory.com*. The directory went online in 2007.

"We came up with the concept because we understood that individuals are facing unique challenges and situations when deciding if and when to return to school," says Bob Barker, *EDU Interactive's* operating partner and the former executive vice president of the University of Phoenix. "There are many online educational directories out there, but we felt that none of them offered busy professionals a one-stop shop for everything they need to choose the right school to earn their degree. We built ours so that working adults can find the school that best meets their individual needs."

Searching by degree program, level (associate, bachelor's, master's), modality (online, campus or

see **EDUCATION** page 36

## USD Program Offers A Bargain On Professional Services To Nonprofits

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"The students did an outstanding job assessing our donor base, staff and trustees," says

Christopher Kozo, museum treasurer. "They gathered key information through face-to-face interviews and detailed surveys that will be invaluable for our upcoming endowment campaign."

Last year, the Foundation for Women sought help from the program to develop a strategic plan, and was loaned two graduate students. "Such a wonderful experience," says Deborah Lindholm, the foundation's executive director. "Their most thorough and professional review of our strategic position internally and within the

larger nonprofit community was of invaluable assistance for our future planning and work."

Laura Stein, assistant director of nonprofit initiatives at USD, says the Nonprofit Leadership & Management Program has assisted more than 100 nonprofit organizations since its first class in 2002 and generated \$40,000 for the scholarship fund from eight organizations that were assisted.

Nonprofit organizations seeking the program's help can call Stein at (619) 260-7442.

— Manny Cruz



Daily Business Report

February 11, 2008

USD's School of Leadership and Education Sciences (SOLES) is aiming to make the path to the classroom easier for students seeking a teaching credential and master's degree in education. An alternative to the traditional credentialing and master's programs -- which will continue to be offered as separate elements -- is the newly launched master's credential cohort program. The new program will streamline coursework for students, encourage camaraderie among their peers and more closely link classroom teaching experience with university coursework.

The program will focus on three core areas: humanities (English and history), languages (world languages and literatures), and math and sciences. Program coordinators say this offers specialization in key subject areas while simultaneously preparing candidates to teach using an interdisciplinary approach.

"This program is an exciting option for candidates interested in an intensive teacher preparation program," says **Heather Lattimer**, SOLES credential coordinator. "The combination of credential and master's coursework will make our graduates more viable as job candidates and equip them with knowledge and disposition that will allow them to grow professionally over time."

The one-year program will begin in July. All students within the cohort are expected to complete the program the following July. To learn more about the new program, SOLES is offering Information Sessions on Feb. 26, March 25, April 22 and May 20. All sessions are from 3 to 5 p.m. in **Mother Rosalie Hill Hall**, Room 135. The application fee will be waived for those attending a session. Participants can register at [sandiego.edu/soles/informationssession](http://sandiego.edu/soles/informationssession). For more information, call (619) 260-7988.

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☐ ☐ BIOPHARMACEUTICALS; New Directors Ele...

Drug Week

February 22, 2008

## BIOPHARMACEUTICALS; New Directors Elected to California Healthcare Institute Board

**SECTION:** EXPANDED REPORTING; Pg. 2137**LENGTH:** 752 words

The California Healthcare Institute announced that John Cottingham, senior vice president, general counsel and corporate secretary of Invitrogen; Louis Lange, M.D., Ph.D., chairman and chief executive officer of CV Therapeutics; and Thomas West, president of North America LifeScan, Inc., a division of Johnson & Johnson were elected to its board of directors. CHI is a non-profit public policy research organization, representing leading California academic institutions, biotechnology, medical device, diagnostics and pharmaceutical firms (see also Biopharmaceuticals).

"As CHI prepares to celebrate our 15-year anniversary we are excited to welcome these innovative and accomplished industry pioneers to our board," said David L. Gollaher, Ph.D., CHI president and CEO. "As lawmakers in Congress and California work to address the significant challenges that face our economy and our nation, CHI is confident that these additions to our leadership will provide the insight and expertise necessary to advance biomedical innovation in our state."

John Cottingham is senior vice president, general counsel and corporate secretary of Invitrogen Corporation, a life sciences company that develops, manufactures and markets research tools in kit form and provides other research products and services to biotechnology and biopharmaceutical researchers and companies worldwide. Prior to the merger of Life Technologies with Invitrogen, Cottingham was the general counsel and assistant secretary of Life Technologies. He has also served as an international corporate attorney with the Washington, D.C. office of Fulbright and Jaworski L.L.P. Cottingham received his bachelor's degree in political science from Furman University, his juris doctorate from the University of South Carolina, his master of law degree in securities regulation from Georgetown University, and his master of science in executive leadership from the University of San Diego.

Dr. Louis Lange is chairman, CEO and founder of CV Therapeutics, a biopharmaceutical company that applies molecular cardiology to the discovery, development and commercialization of small molecule drugs for the treatment of cardiovascular diseases. CV

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Friday, January 04, 2008

editor@sddt.com

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## Balboa theater to open, host state of city address

By TIFFANY STECKER, The Daily Transcript  
Friday, January 4, 2008

San Diego events are back in business this week, with a major annual conference, a long-overdue opening of a historic building and a State of the City address to look forward to.

### Local events

The University of San Diego's Nonprofit Leadership and Management Program will hold its fourth annual Institute for Nonprofit Governance Friday and Saturday.

Keynote speakers include Michael Pinto, president of the Laguna Canyon Foundation, and David Renz, director of the Midwest Center for Nonprofit Leadership.

Seminars ranging from board governance, to financing, to nonprofit lobbying will be held over the two days.

The program will be held on campus at the Joan B. Kroc Institute for Peace and Justice. For information, call (619) 260-7442 or e-mail lbstein@sandiego.edu.

After 18 years of renovations, the historic Balboa Theatre will open to the public Friday, with free preview performances running through Sunday. Mariachi performances, African dance, Cajun music, brass bands and more will grace the stages of the theater.

Free tickets are available for pickup at the CCDC Downtown Information Center at 225 Broadway on Horton Square, through the Civic Theatre ticketing at the box office located at Third Avenue and B Street, or online at [www.sdbalboa.org](http://www.sdbalboa.org).

The theater is located at 868 Fourth Ave., downtown. For information, call (619) 235-2222.

On the evening of the theater's opening to the public, Mayor Jerry Sanders will deliver the annual state of the city address Thursday.

The mayor will revisit the past year's successes and difficulties, and preview the coming year. The address will begin at 6 p.m.

The roster for the 2008 Port of San Diego Board of Supervisors will be sworn in Tuesday at a port meeting. The meeting will include lunch and a hearing for a coastal development permit for Lane Field development.

Incoming officers include Michael Bixler as chairman-elect, Stephen Cushman as vice chairman-elect and Robert "Dukie" Valderrama as secretary-elect.

Check-in begins at 11:30 a.m. at the San Diego Convention Center, Rooms 28 A, B and C. For information, visit [portofsandiego.org](http://portofsandiego.org).

The Urban Land Institute of San Diego/Tijuana will pay tribute to historic city planner John Nolen on Tuesday, with a panel discussion on his work and its interpretation for modern-day planning. The event will begin at 7:30 a.m. at the University Club, 750 B St., downtown. For information, call (800) 321-5011.

San Diego City Council President Scott Peters will swear in the new board for the Building Owners and Managers Association Tuesday.

Peters will speak to attendees on the outlook for 2008. The meeting will begin at 11:30 a.m. at the Marriott La Jolla, 4240 La Jolla Village Dr. For information, call (619) 243-1817 or visit [bomasd.org](http://bomasd.org).

### National outlook

The start of 2008 has brought a harsh reality to Wall Street: The U.S. may indeed be headed toward recession.

So, after suffering punishing losses the first three trading days of the year, the stock market will be seizing on



any data or forecast in the coming weeks that can help investors determine if their worst fears are coming to pass.

And earnings are now part of the equation, with results from **Alcoa Inc.** (NYSE: AA), the first of the 30 Dow Jones industrials to report fourth-quarter results, opening earnings season Tuesday.

Last week's readings showed that the economy continues to slump amid the ongoing mortgage and credit crisis, and that energy costs could have further to climb.

Over the course of the week, oil prices hit the psychologically important \$100-a-barrel mark, investors found out that manufacturing unexpectedly contracted in December, and – perhaps most devastatingly – payrolls grew less than anticipated last month, while unemployment hit a two-year high of 5 percent.

When people start losing their jobs, they pare back spending and find it harder to pay their bills, a trend that would aggravate already deteriorated lending conditions.

The news pounded stocks. In just the first three trading days of 2008, the Dow Jones industrial average lost 3.50 percent, the Standard & Poor's 500 index fell 3.86 percent and the Nasdaq composite index dropped 5.57 percent.

Economists and market analysts are still split on whether this year will bring recession, but virtually no one is completely discounting the possibility.

**Keefe, Bruyette & Woods** banking analysts are factoring into their forecasts a mild U.S. recession in 2008, and they predict the nation's unemployment will reach 6 percent by the end of the year.

There's hope, though: Fed rate cuts, companies continuing to find ways to make money, and ongoing growth overseas could save the U.S. economy from recession and stocks from a bear market, according to Michael Sheldon of **Spencer Clarke LLC**.

This week, as it has been for months now, Wall Street will be eyeing housing data – though bad news rarely comes as a surprise now to investors who have already sold off stocks related to homebuilding or mortgage lending.

On Tuesday, the **National Association of Realtors** releases its forward-looking index of U.S. home sales for November.

Economists surveyed by **Thomson Financial** predict the index will slip after gaining for two straight months, despite the association's forecast last month that sales and prices will start rising modestly next year.

**KB Home's** (NYSE: KB) quarterly earnings report Tuesday could offer further insight into whether the housing market is near its bottom or has much further to fall. The homebuilder is expected to post a loss.

With the job market and energy sector in focus, the Energy Department's weekly report Wednesday on crude oil, gasoline and heating oil inventories and the Labor Department's weekly reading Thursday on jobless claims will be closely monitored.

Comments from several Fed officials could also give investors a clearer view of where the economy is headed, and if inflation is a growing concern to the central bank, which meets Jan. 29-30 to decide whether to lower interest rates again for the fourth time in a row.

On Tuesday, Philadelphia Fed President Charles Plosser will speak in Gladwyne, Pa., on the economy, and Boston Fed President Eric Rosengren will speak in Hartford, Conn., on the economy as well.

On Wednesday, St. Louis Fed President William Poole will speak in St. Louis on economic and financial literacy, and Thursday, Kansas City Fed President Thomas Hoenig speaks on the economy in Kansas City, Mo.

Lastly, on Friday, the Commerce Department reports on November's international trade and December import prices.

These two pieces of data that could indicate how the weakening dollar is helping or hurting the United States' position in global commerce.

*The Associated Press contributed to this report.*



JAN 21 2008

## BBB Presents Torch Award to Rancho Bernardo Home Remodeling Firm

The Better Business Bureau presented its Torch Award, which recognizes marketplace ethics, to home remodeler **Dream Design Builders** in Rancho Bernardo. "Our clients have always known we deliver top-notch service, but it is nice to be recognized by the business community-at-large for being the best in the industry," said President Jay Riordan.

...

The International Association of Hispanic Meeting Professionals presented its Meeting Planner of the Year Award to Clara Carter, founder of San Diego-based **Multi-Cultural Convention Services Network**. Carter was honored during a recent gala for her diversity work in the hospitality industry.

...

The San Diego Rotary Club held its 17<sup>th</sup> annual Heroes Awards luncheon Jan. 10. Sheriff Bill Kolender, District Attorney Bonnie Dumanis and Police Chief Bill Lansdowne presented awards to Clarence Good, Ralph Bishop, Verlon Cox, Juquin Tena, Bob and Josefina Holper, Eddie Gregory and Lorin Clark — all recognized for exemplary acts of bravery in helping others and saving lives.

...

Pacific Ridge School board member



### KUDOS

Joyce Glazer

Karilyn Perry has received a Volunteer of the Year Award from the North County Philanthropy Council. Under Perry's guidance as chair of the development committee of Pacific Ridge School, the board raised \$7.5 million to guarantee that the school would open in September.

...

**Invitrogen Corp.** received a Corporate Philanthropy Award from the North County Philanthropy Council. Nominated by Boys & Girls Clubs of Carlsbad, more than 100 local Invitrogen employees worked to educate club members as part of a yearly volunteer day.

...

**Palomar Pomerado Health's** Point of Care Testing Team is one of 11 work teams to receive California Team Excellence Award honors. They will be recognized with a bronze award at a ceremony scheduled for March 28. CTEA recognizes teams that provide innovative solutions and process improvements for their companies. The competition is administered by the

California Council for Excellence in Poway.

...

The **University of San Diego's Institute for Nonprofit Governance** presented its second annual Kaleidoscope Award for exceptional governance at an annual conference. The Chicano Federation of San Diego County Inc. and the San Diego Hospice & Palliative Care Corp. received the awards based on their ability to show board accountability.

...

Maria Ramirez, manager of the **Jack in the Box** restaurant in Carlsbad, was recognized for superior guest service and operational achievement at the company's annual circle of excellence awards ceremony.

...

The National Multiple Sclerosis Society's Pacific South Coast chapter honored the **Land Rover Miramar Automobile Dealership** as its 2007 Corporate Partner of the Year. The dealership was selected because of its support of a bike tour event that helped raise \$2.3 million.

...

Ron Felch and Erica Hinshaw, employees of the Estancia La Jolla Hotel & Spa, were recognized for outstanding service during the resort's annual holiday celebration.

...

Andrea Dougherty and Michael Taylor of Prudential California Realty's Rancho Santa Fe office ranked No. 42 for the "teams by volume" category in a national survey conducted by The Wall Street Journal, Real Trends and Lore magazine.

...

Johnny Gonzales, Bob Madsen and Rick Lindemann, three instructors from Sycuan Resort and its golf academy, were recognized by the local chapter of the Professional Golfers' Association of America. "We are incredibly grateful to have such exemplary role models, who serve the needs of players of all ages and skill levels to help maintain a positive reputation at Sycuan," said Daniel Tucker, Sycuan Tribal chairman.

...

Liz Barela-Ramirez, vice president of marketing at the **Corky McMillin Cos.**, was named the Silver Award winner in the Marketing Director of the Year Award competition at the National Sales and Marketing Awards. She is now among the finalists for a gold award, which will be presented Feb. 13.

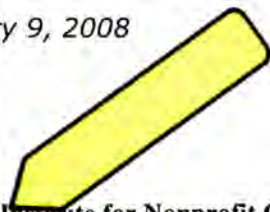
Please send Kudos items to Joyce Glazer at [jglazer@sdbj.com](mailto:jglazer@sdbj.com).



## Daily Business Report

January 9, 2008

### EDUCATION



**USD's Institute for Nonprofit Governance** will present its second annual Kaleidoscope Award for exceptional governance during the fourth annual Nonprofit Governance conference that starts Friday (Jan. 11). The awards will be presented to the **Chicano Federation of San Diego County** and the **San Diego Hospice and Palliative Care Corp.** Each organization will receive an honorarium of \$500, a plaque of recognition and will be part of a recognition wall in the lobby of the new **School of Leadership and Education Sciences** building at USD.

The organizations were selected based on their ability to show board accountability through evidence of principled fiduciary, strategic and generative governance. They were charged with proving that they were able to safeguard the organization's mission, oversee operations and ensure accountability.

**SAN DIEGO CLIPPING  
SD Metropolitan**

**JAN - - 2008**

## **USD Program Offers A Bargain On Professional Services To Nonprofits**

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— Manny Cruz



**SAN DIEGO CLIPPING**  
**Gay & Lesbian Times**

JAN - 3 2008

**USD to present Institute  
for Nonprofit  
Governance**

The University of San Diego will present the fourth annual Institute for Nonprofit Governance, Jan. 11-12, 2008. This year's institute is titled "Reconsidering Governance: Proven practices, present challenges, promising futures."

The institute comprises interconnected yet independent days featuring a combination of large group conversations and seminars, along with a comprehensive resource manual and exposure to business resources. Board members and key staff from nonprofit organizations are encouraged to attend.

Participants may attend one or both days. The event aims to inspire and educate boards of directors of nonprofit organizations to their purpose, function, role and history in leadership. Space is limited, so interested groups are encouraged to register early.

The event will take place at the University of San Diego's Joan B. Kroc Institute for Peace and Justice. Individual registration for one day is \$85 and two days is \$160. Online registration and event information is available at [www.sandiego.edu/nonprofit/events](http://www.sandiego.edu/nonprofit/events).

**SAN DIEGO CLIPPING**  
**Asia**

**JAN - 4 2008**

**7 Monday**

The University of San Diego School of Leadership and Education Sciences Autism Institute presents their **Winter Autism Conference** at 8 a.m. at the Joan B. Kroc Institute for Peace and Justice Theatre. The conference is titled "Beyond Behaviors - Supporting Competence, Confidence and Image." National and international speakers will be speaking about how to better understand and support individuals living with autism. Register for the conference at [www.sandiego.edu/autisminstitute](http://www.sandiego.edu/autisminstitute).



**SAN DIEGO CLIPPING**  
**Daily Transcript**

**JAN 10 2008**

**FRIDAY, JAN 11 - CONFERENCE**

**RECONSIDERING GOVERNANCE**

This unique conference aims to inspire, educate and honor our rich and diverse nonprofit community. Come to connect and learn from your colleagues and our expert faculty. **Organization:** USD School of Leadership Information: [www.sandiego.edu/soles/informationssession](http://www.sandiego.edu/soles/informationssession) **Cost:** \$75.00- \$160.00 **When:** Hours: 8:00 AM - 3:30 PM **Where:** Joan B. Kroc Institute of Peace and Justice, USD, 5998 Alcalá Park, San Diego, 92110



### **Dana Shertz ▲**

The energetic and amiable Shertz, who spent two decades moving up the corporate golf ladder at Callaway and MacGregor, spends more time at nightclubs than golf courses these days. He moved last spring to EnDev Enterprises as COO and managing partner of the entertainment-development group that built Stingaree, the wildly popular Gaslamp Quarter club that's gained a national rep and a celeb following. Though more a fan of jazz than techno, Shertz is perfectly comfortable leading a planned national expansion of EnDev clubs. Next local opening, early this year: Universal, a 14,000-square-foot Hillcrest nightclub billed as "The First Omnisexual Lounge in the Universe."



### **David A. Shirk ▲**

Shirk is director of the University of San Diego Trans-Border Institute, which is dedicated to the rule of law and justice reform in Mexico. He's also the principal investigator for the Justice in Mexico Project, a binational initiative that generates information and analysis useful to policy makers. He's studied Mexico for 17 years and says it's changed dramatically. "It went from having a distant-neighbor relationship to being a country heavily integrated with the United States," he says. "When you look at the political changes, you went from an all-powerful presidency to a system where the president is held in check by Congress. That's translating into serious efforts at policy reform."



### **◀ Marlon Shirley**

In Shirley's world, human potential knows no bounds. The fastest amputee on the planet, he holds world records in the 100-meter dash, 200-meter dash and long jump. No setback—physical or personal—has slowed the 29-year-old star, who will attempt new records at the 2008 Paralympic Games. "My 'drive for five' medals at the games in Beijing would be unprecedented in our sport," says Shirley, who will take on the 100, 200, long jump, 4x100-meter relay and 4x400 relay. He is also finishing up a motivational book, slated to hit shelves in July.



### **Maureen Stapleton ▲**

Nearly 90 percent of our water supply is imported, and mandatory cutbacks are a distinct possibility. Voluntary conservation, says Stapleton, the County Water Authority manager, is key to protecting our future water supply. "We live in a semi-arid region that is always susceptible to drought and water shortages," she says. "Although water conservation has become an important part of our current lifestyle, I believe it will play an even more important role in our community's future water-supply picture."



### **Don Starkey ▲**

After Wachovia Bank bought Golden West (parent of World Savings Bank) for \$24 billion, it expanded its branches in California and made a commitment to invest \$150 billion in community development in California over a period of 10 years. Starkey is the Wachovia Bank city president in San Diego, and he believes kids should come first. "Not every child is fortunate enough to have a mentor who teaches the value of education, the importance of giving back to your community, or the excitement of entrepreneurship," he says. "That's why my focus is children's organizations. I'd like to bring every penny possible of our 10-year California commitment right here to San Diego."



10 of 16 DOCUMENTS

Sunday Times (London)

January 27, 2008, Sunday

## Children caught in drugs crossfire

**BYLINE:** Ronald Buchanan Mexico City and Luis Perez Tijuana

**SECTION:** OVERSEAS NEWS; News; Pg. 29

**LENGTH:** 848 words

Codes of honour collapse as trigger-happy gangs replace Mexico's big cartels

THE green-painted shack in Acacia Street in a slum district of Tijuana, on Mexico's border with the United States, is riddled with bullet holes. Through smashed windows, a heavily bloodstained bed can be seen where an impoverished young couple and their three-year-old son were shot dead, innocent victims of an all-out drug war.

Random killings are common in the battle between Mexico's security services and the drug cartels. More than 4,800 lives have been lost in the past two years. But the Acacia Street murders earlier this month marked a particularly brutal escalation of the violence, in which children are becoming vulnerable as old codes of honour break down.

Mainol Ortiz, 29, Eugenia Velazquez, 25, and their boy, Jose Luis, were asleep when a 4x4 pulled up outside. Men armed with AK-47 assault rifles piled out. "I could hear one of them asking, 'Do we go inside?'" a neighbour recalled.

"No," came the chilling reply. "Just give it to them from here." Police say at least 200 bullets were fired into the house.

The Ortiz family were from Chiapas, one of Mexico's poorest states. Like others, they were drawn to Tijuana by the prospect of work in one of the factories that dot the border with the US.

"They'd only been in the house for two days when this happened," said Eloina Fartan, who lives nearby. "Nice young people they were."

Unlucky, too. Their home was the same colour as that of a policeman in Acacia Street who was the gangsters' real target.

Minutes after they died, the gunmen realised their mistake and found the policeman. Margarito Saldana Rivera, 43, a local commander, was shot dead with his wife Sandra, 42, and their daughter Valeria, 11.

The gangsters, many believed to be high on drugs, were seeking vengeance for a bank raid that had gone wrong earlier in the day when one of their number was shot dead near Tijuana's city centre. Their own corrupt sources in the police probably guided them to Rivera, who had helped to thwart it.

Experts linked the ferocity of the killings to the break-up of giant drug cartels and the rise of smaller, but even more savage local gangs. "You never heard of heavily armed gunmen and kidnapping and assaults of innocent people while the cartel was intact," said David Shirk, director of the Trans-Border Institute at the University of San Diego.

As a service was being held for the dead a few days later, a new battle erupted.

Children, some in the arms of soldiers, were rushed to safety as heavy gunfire raged around the Mi Alegria (My Happiness) nursery school in the district of La Mesa.

The children had been terrified, said Gloria Rico, the headmistress. "I wasn't afraid myself until we got all the children out. Then I felt my legs tremble."

The three-hour gunfight began when soldiers and police moved in on a suspected gangsters' safe house close to the school. One gangster was killed and four members of the security forces wounded.

At about the same time, three men were shot dead in the impoverished hinterland of the Pacific coast resort of Acapulco, and a judge who handled drug cases was murdered in the northern industrial city of Monterrey.

Violence fuelled by the drug trade was getting out of hand when President Felipe Calderon took office just over a year ago. More than 2,000 people had been killed in the previous 12 months. He declared war on the cartels, sending soldiers and federal police all over the country.

The problem is America's as well as Mexico's. Although some drugs are shipped to Europe, the bulk of the trade is with the US, particularly in crystal meth.

Officials say £ 5billion a year flows into Mexico as a result. Many analysts regard that as a conservative estimate.

The Mexican economy has been growing too slowly to generate regular work for more than half the 1m people who come on to the jobs market each year. As America curbs illegal immigration, crime provides an increasingly attractive outlet for many.

President George W Bush has agreed to provide £ 750m to upgrade the poorly paid and largely unskilled Mexican police, providing them with equipment and training. Many forces are in the hands of the gangs.

Congress has yet to approve Bush's plan and it faces stiff opposition in Mexico, where it has stirred the nationalism of those who oppose US intervention in areas of national security.

Calderon remains unabashed. "We are waging an all-out battle against crime," he said. "We've made up our minds to create a better, a different Mexico, and that's the future on which we're staking our bets." His words have proved popular.

Calderon won election by the narrowest of margins but is riding high in opinion polls.

Yet many wish he would do more. As he stood outside the shack where little Jose Luis was killed, Gerardo Trujillo, an ice-cream seller, was in fighting mood last week. Raising his arm aloft as though brandishing a gun, he spat out his exasperation at the gangsters: "Give it to 'em, just like they gave it to the kid!"

Tp see footage of the shootout go to [www.timesonline.co.uk/americas](http://www.timesonline.co.uk/americas)

**LOAD-DATE:** January 27, 2008

**LANGUAGE:** ENGLISH

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JAN - - 2008

## Local sustainability award winners

Assembly Member Lori Saldaña announced the recipients of her Green Innovation Awards at a ceremony during her annual holiday party.

The winners included Bill Hammons from the individual category; the small business recipient was Keoni Rosa, Inc. Architecture and Interiors for the larger business category, K-Co Construction; and the University of San Diego was the non-profit recipient.

Saldaña, a former Sierra Club chair and current member of the Legislature's Environmental Caucus, said that the impetus for this award was to see what businesses and constituents in her district were doing to incorporate sustainability into their lives.

"I have a creatively vigorous district," Saldaña said.

"It's a center of business, education, the arts with a lot of individual constituents with really great ideas."

Candidates for the awards either nominated themselves

or were nominated by other parties. The primary criteria included being from the 76th Assembly District and demonstrating innovation in incorporating sustainable practices into their lives or businesses. All nominees received recognition by the Assembly Member at the ceremony.

The nominees included Keoni Rosa, Inc Architecture & Interiors, Motsenbocker's Lift Off, Mr. Bill Hammons, San Diego Convention

Center, San Diego Housing Commission, the San Diego Zook, SKF Condition Monitoring, University of San Diego and K-CO Construction.



*Lori Saldana, back center, is surrounded by nominees and recipients of the Green Innovation Awards.*

**SAN DIEGO CLIPPING**  
**North County Times**  
**Escondido**

**JAN 11 2008**

**San Diego County Economic Roundtable planned** — The 24th annual San Diego County Economic Roundtable will be held from 8 a.m. to 10 a.m. Jan. 25 at the Joan B. Kroc Institute for Peace & Justice, University of San Diego, 5998 Alcala Park, San Diego. Admission is free.

The latest projections on San Diego's financial stability, business opportunities, job outlook and commercial and residential real estate numbers will be presented.

R.S.V.P. is required by today. Call Ellen McDuffie at (619) 531-6256 or e-mail [ellen.mcduffie@sdcounty.ca.gov](mailto:ellen.mcduffie@sdcounty.ca.gov).



JAN 18 2008

## TODOS DEL SUR DE CALIFORNIA

# Sin firma documento de decena de alcaldes

SAN DIEGO.- Cuando menos 10 alcaldes y representantes del Sur de California estuvieron de acuerdo en redactar un documento oficial con el que se pretende liberar el agua potable del delta Sacramento-San Joaquín y garantizar así el abasto del vital líquido.

San Diego, Los Ángeles, Escondido, Chula Vista y Long Beach fueron algunas de las ciudades que participaron en una reunión especial en la que el tema central fue la distribución de agua potable en el Sur de California.

Aunque todos estuvieron de acuerdo en unirse, no lograron firmar aún este documento en el que pretenden sugerir al gobierno estatal una alternativa que resuelva la "fragilidad" de la vida acuática del delta, sin que esto impida que el agua continúe fluyendo del Norte del Estado a favor de los residentes de esta región.

Proponen la construcción de un canal que cruce o se ubique cerca del delta Sacramento-San Joaquín, con el cual se pueda separar el agua potable, de los peces considerados en peligro de extinción, con lo que se cumple la meta de proteger esta especie considerada en "peligro" y se garantiza el abasto del vital líquido a esta zona que depende en un 90 por ciento del agua de importación.

La razón por la cual estos alcaldes decidieron reunirse para hablar del tema, fue la decisión de reducir la cantidad de agua que sería distribuida en el sur de California, lo que agrava la situación por mantenerse varios años consecutivos de sequía.

Esta reunión sobre el agua, denominada "water summit" se llevó a cabo en el Instituto de paz y justicia Joan B Kroc en la Universidad de San Diego.

Aunque en las mesas de trabajo quedó claro que cada ciudad debe promover el recorte del consumo de agua porque existe mucho desperdicio, y que en esta área hay avances que han permitido mantener en San Diego el mismo consumo de agua que en 1991, a pesar del aumento poblacional, se llegó a la conclusión de que sólo unidos lograrán convencer a las autoridades.

La decisión de recortar el suministro de agua para el Sur del Estado se dio a conocer a finales de 2007, sin embargo conforme se acerca la fecha programada para el recorte del suministro las administraciones municipales comienzan a entender el verdadero impacto de esta medida, ya que localmente no existen suficientes presas, ni reservas de agua para atender las necesidades de la población. (tma)

**SAN DIEGO CLIPPING**  
**North County Times**  
**Oceanside**

**JAN 17 2008**

**Photography  
seminar scheduled**

SAN DIEGO — A National Geographic traveler's photography seminar titled "Travel Photography in the Digital World" will take place from 9 a.m. to 4 p.m. Jan. 20 at the University of San Diego.

Unravel the mysteries of digital photography with Ralph Lee Hopkins and Bob Krist as they explain the nuts and bolts of this technology — from choosing the right camera to developing workflow to strategies for covering a travel destination.

The seminar is intended for amateur to advanced amateur photographers new to digital or considering making the switch from film to digital capture.

For information or to register, go to [ngtravelerseminars.com/digital.cfm](http://ngtravelerseminars.com/digital.cfm). For questions, e-mail [info@ngtravelerseminars.com](mailto:info@ngtravelerseminars.com) or call (505) 983-1400.



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**Catholic peacekeeping conference scheduled for 2008**

South Bend, Jan 14, 2008 / 12:42 am (CNA).- An interdisciplinary group of scholars and peacebuilding practitioners from conflict-torn countries around the world will meet in April at the University of Notre Dame for a major international conference on peacemaking.

Attendees will reflect on the theological, ethical, and practical dimensions of the Church's work in conflict prevention, conflict mediation, and post-conflict reconciliation.

The meeting is sponsored by the Catholic Peacebuilding Network (CPN), which describes itself as a coalition of peacebuilding academics and practitioners, clergy and laity, which seeks to enhance the study and practice of Catholic peacebuilding."

The CPN event has 17 co-sponsors, including institutes and departments from Boston College, Georgetown University, Catholic University, the University of Notre Dame, and the University of San Diego. The San'Eggido Community in the United States, Pax Christi International, and the Woodstock Theological Center are among the other sponsors.

Past CPN conferences have taken place over the past three years in the Philippines, Burundi, and Colombia.

"Twenty-five years after the US Catholic bishops issued their seminal pastoral letter on war and peace seems a fitting time to reflect on the future of Catholic peacebuilding," said Gerard F. Powers, CPN co-coordinator and director of policy studies at the Kroc Institute for International Peace Studies at the University of Notre Dame. "This conference will deepen our understanding of the theoretical and practical dimensions of this mostly unheralded work of the Church around the world."

Conference topics will include: peacebuilding as vocation; peacebuilding in official Catholic social teaching; development, human rights, and peace; the Church and peace processes; ethics of political reconciliation; and inter-religious peacebuilding.

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**JAN - 7 2008**

# COLLEGES AND UNIVERSITIES

*Ranked by fall 2006 total enrollment*

Rank (last year)	School Address Web site	Telephone Fax	Total fall enrollment • 2006 • 2005 • % change (loss)	Students: • Full-time • Part-time • Percent California residents	Faculty as of 1/1/2007	2006 - 2007 tuition: • Resident • Nonresident • Graduate	Total operating budget 2006 - 2007: • Restricted • Unrestricted \$ Millions	• Type of institution • Accredited by	Major disciplines of study	• President • Director of admissions	Year established locally
<b>1</b> (1)	<b>San Diego State University</b> 5500 Campanile Drive, San Diego 92182 www.sdsu.edu	(619) 594-5200 (619) 594-1475	33,441 31,802 5	21,815 7,626 67	2,611	\$3,122 \$13,282 \$3,726	\$378 \$322	Four-year, public university WASC	Business administration, psychology, liberal studies, biology, nursing	Stephen Weber Beverly Arata	1898
<b>2</b> (3)	<b>Palomar College</b> 1140 W. Mission Road, San Marcos 92069 www.palomar.edu	(760) 744-1150 (760) 744-8123	31,009 26,294 18	19,226 11,783 90	1,184	\$20 \$177 na	na na	Two-year, public community college WASC	Variety of transfer and vocational programs	Robert Deegan Herman Lee	1946
<b>3</b> (2)	<b>UC San Diego</b> 9500 Gilman Drive, La Jolla 92093 www.ucsd.edu	(858) 534-2230 (858) 534-5629	27,729 26,728 4	27,294 435 91	2,796	\$7,426 \$26,110 \$8,669	\$660 \$1,640	Four-year, public university WASC, ABET, AAMC, ACPE	Biological, social, health and physical sciences, arts, humanities, education, engineering, management	Marye Anne Fox Mae Brown	1960
<b>4</b> (5)	<b>Southwestern Community College District</b> 900 Otay Lakes Road, Chula Vista 91910 www.swccd.edu	(619) 421-6700 (619) 482-6413	19,206 19,231 (0)	6,588 12,618 96	949	\$272 \$1,952 na	na na	Two-year, public community college WASC	285 degree and certificate options	Raj Chopra Michael Kerns	1961
<b>5</b> (4)	<b>San Diego Mesa College</b> 7250 Mesa College Drive, San Diego 92111 www.sdmesa.edu	(619) 388-2600 (619) 388-2969	19,143 19,000 1	6,307 12,836 95	912	\$552 \$4,392 na	\$9 \$48	Two-year, public community college WASC	Business, health care, hospitality, multimedia, arts and sciences, as well as transfer programs	Rita Cepeda Ivonne Alvarez	1964
<b>6</b> (7)	<b>National University</b> 11255 N. Torrey Pines Road, La Jolla 92037 www.nu.edu	(800) 628-8648 (858) 642-8726	17,906 15,891 13	5,500 11,943 88	2,613	\$1,134 \$1,134 \$1,287	na na	Four-year, private comprehensive university WASC, CCTC, CCNE	Education, business, engineering, technology, arts, sciences, media and communications, health sciences	Dana Gibson Dominick Giovanniello	1971
<b>7</b> (6)	<b>Grossmont College</b> 8800 Grossmont College Drive, El Cajon 92020 www.grossmont.edu	(619) 644-7000 (619) 644-7922	16,571 16,451 1	6,495 10,076 94	700	\$552 \$4,296 na	\$17 \$57	Two-year, public community college WASC	Degrees, certificates, transfer programs	Sunita Cooke Brad Tiffany (1)	1961
<b>8</b> (8)	<b>San Diego City College</b> 1313 Park Blvd., San Diego 92117 www.sdcity.edu	(619) 388-3400 (619) 388-3958	14,781 14,558 2	3,251 11,529 93	630	\$552 \$4,392 na	\$21 \$32	Two-year, public community college WASC	Business studies, child development, nursing, psychology, transfer studies	Terrence Burgess Lou Humphries	1914
<b>9</b> (9)	<b>MiraCosta College</b> 1 Barnard Drive, Oceanside 92056 www.miracosta.edu	(760) 757-2121 (760) 795-6609	10,228 10,391 (2)	3,383 6,845 97	465	\$840 \$7,560 na	\$7 \$71	Two-year, public community college WASC	Transfer, vocational, general and community education programs	John Hendrickson Alicia Terry	1934
<b>10</b> (10)	<b>San Diego Miramar College</b> 10440 Black Mountain Road, San Diego 92126 www.sdmiramar.edu	(858) 536-7800 (619) 388-7929	9,471 10,135 (7)	1,777 7,694 97	353	\$552 \$3,840 na	\$5 \$20	Two-year, public community college WASC	Associate degrees, certificates of completion, university transfer, public safety, advanced transportation, biotechnology, legal assistant, digital media	Patricia Hsieh Dana Andras	1969
<b>11</b> (13)	<b>Cal State San Marcos</b> 333 S. Twin Oaks Valley Road, San Marcos 92096 www.csusm.edu	(760) 750-4000 (760) 750-4030	8,734 7,502 16	6,246 2,488 98	545	\$1,546 \$3,580 \$1,837	\$89 \$85	Four-year, public university WASC	Arts, sciences, business administration, education, nursing	Karen Haynes Nathan Evans	1989
<b>12</b> (11)	<b>University of Phoenix</b> 3890 Murphy Canyon Road, San Diego 92123 www.phoenix.edu	(858) 576-1287 (858) 576-0032	8,285 (2) 9,958 (17)	8,285 0 100	500	\$13,000 \$13,000 \$13,000	na na	Four-year, private university NCA	Business, marketing, finance, health care, nursing, information technology, criminal justice, accounting, psychology, human services, communications	Laura Palmer-Noone Tandy Elisala	1989



Jan. 7, 2008

<b>13</b> (14)	<b>UCSD Extension</b> 9500 Gilman Drive, La Jolla 92037 www.extension.ucsd.edu	(858) 534-3400 (858) 534-8527	7,600 7,435 2	na na 93	200	na na na	\$3 \$3	Nonprofit continuing education WASC	Commercial enterprise, personal improvement/preparation, public service	Mary Walshok Edward Abeyta	1966
<b>14</b> (12)	<b>University of San Diego</b> 5998 Alcalá Park, San Diego 92110 www.sandiego.edu	(619) 260-4600 (619) 260-5937	7,483 7,548 (1)	6,147 1,336 66	723	\$30,480 \$30,480 \$25,200	\$265 \$255	Four-year, private Catholic university WASC, ABA, CCTC, AACSB	Liberal arts and sciences, business, law, nursing, education	Mary Lyons Stephen Pultz	1948
<b>15</b> (15)	<b>Cuyamaca College</b> 900 Rancho San Diego Parkway, El Cajon 92019 www.cuyamaca.net	(619) 660-4000 (619) 660-4399	7,477 7,264 3	1,945 5,532 99	572	\$480 \$4,224 na	\$5 \$22	Two-year, public community college WASC	Vocational and transfer programs	Geraldine Perri Beth Appenzeller	1978
<b>16</b> (16)	<b>Chapman University</b> 7460 Mission Valley Road, San Diego 92108 www.chapman.edu	(619) 296-8660 (619) 296-8690	4,750 4,750 0	na na 95	125	\$10,000 \$10,000 \$12,000	na na	Four-year, private and nonprofit liberal arts university WASC	Education, human resources, psychology, criminal justice, social science	James Doti Michael Drummy	1970
<b>17</b> (17)	<b>Point Loma Nazarene University</b> 3900 Lomaland Drive, San Diego 92106 www.pointloma.edu	(619) 849-2200 (619) 849-2479	2,723 2,749 (1)	2,561 239 84	377	\$21,620 \$21,620 na	na na	Four-year, private liberal arts university WASC	Arts and sciences, social sciences and professional studies, education	Bob Brower Scott Shoemaker	1973
<b>18</b> (18)	<b>Art Institute of California</b> 7650 Mission Valley Road, San Diego 92108 www.artinstitutes.edu/sandiego	(858) 598-1200 (619) 291-3206	2,035 1,912 6	1,704 331 80	350	\$21,024 \$21,024 \$21,024	na na	Private professional college ACCSC	Advertising, interior design, fashion design and marketing, animation, game art and design, graphic design, culinary arts and management	Elizabeth Erickson Jesus Moreno	1981
<b>19</b> (19)	<b>Alliant International University</b> 10455 Pomerado Road, San Diego 92131 www.alliant.edu	(858) 635-4772 (858) 635-4555	1,308 1,431 (9)	na na na	na	\$14,000 \$14,000 \$8,315	na \$57	Four-year, private university WASC, APA	Business, organizational studies, psychology, education, liberal studies	Luis Cruz Susan Topham	1952
<b>20</b> (20)	<b>California Western School of Law</b> 225 Cedar St., San Diego 92101 www.californiawestern.edu	(619) 239-0391 (619) 525-7092	868 894 (3)	764 104 54	98	\$32,280 \$32,280 \$32,280	na na	Private law school ABA, AALS	Criminal, international, health and intellectual property law	Steven Smith Traci Howard	1924
<b>21</b> (21)	<b>Webster University</b> 6480 Weathers Place, #102, San Diego 92121 www.webster.edu/sandiego	(858) 458-9310 (858) 458-0914	850 810 5	0 850 100	40	\$5,100 \$5,100 \$6,825	na na	Four-year, private liberal arts university NCA	Business administration, management, finance, accounting	John Bonosoro Alex Yates	1980
<b>22</b> (22)	<b>Thomas Jefferson School of Law</b> 2121 San Diego Ave., San Diego 92110 www.tjst.edu	(619) 297-9700 (619) 374-6393	770 805 (4)	580 190 na	38	\$30,100 \$30,100 \$30,100	na na	Private law school ABA	Legal studies	Rudolph Hasl Beth Kransberger	1969
<b>23</b> (NR)	<b>Azusa Pacific University</b> 8401 Aero Drive, #200, San Diego 92123 www.apu.edu	(858) 503-6971 (858) 503-6972	597 352 70	567 30 na	63	na na na	na na	Four-year, private comprehensive university WASC (3)	Education, business, nursing, technology, adult and professional studies, music, liberal arts and sciences, behavioral and applied sciences	Jon Wallace Deana Porterfield (4)	1997
<b>24</b> (23)	<b>San Diego Christian College (5)</b> 2100 Greenfield Drive, El Cajon 92019 www.sdcc.edu	(619) 441-2200 (619) 590-1743	565 553 2	500 65 na	82	\$16,992 \$16,992 na	na na	Four-year, private nonprofit WASC	Education, psychology, human development, business, biblical studies	Paul Ague Mitch Fisk	1970
<b>25</b> (24)	<b>Pacific College of Oriental Medicine</b> 7445 Mission Valley Road, San Diego 92108 www.pacificcollege.edu	(619) 574-6909 (619) 574-6641	540 500 8	405 135 na	80	\$47,000 \$47,000 \$24,450	na na	Private professional college ACAOM	Acupuncture, Oriental medicine, health sciences	Jack Miller Gina Baxley	1986

The institutions on the list are accredited by various organizations, including but not limited to: Accrediting Commission for Independent Colleges and Schools (ACICS); Accrediting Commission for Trade and Technical Schools of the Career College Association (ACTTS-CCA); American Bar Association (ABA); Committee of Bar Examiners (CBE); North Central Association of Colleges and Schools (NCA); Accrediting Commission of Career Schools and Colleges of Technology (ACCSC); and Western Association of Schools and Colleges (WASC).

wnd Would not disclose

na Not available

NA Not applicable

(NR) Not ranked

Sources: The institutions and California Postsecondary Education Commission.

It is not the intent of this list to endorse the participants nor to imply a school's size or numerical rank indicates its quality.

(1) Individual is dean of admissions and records.

(2) Enrollment numbers reflect change in college structure and census count system.

(3) School is also accredited by NCATE, CCTC, ATS, CCNE, CBRN, CAPTE, APA and CSWE.

(4) Individual is vice president for enrollment management.

(5) Formerly known as Christian Heritage College.

Researched by Jaimy Lee and Kevin Black

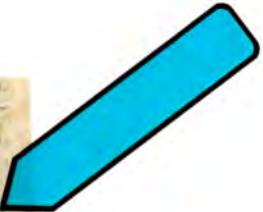
Originally published Feb. 26, 2007

**SAN DIEGO CLIPPING**  
**SD Union Tribune**

JAN - 5 2006

**Senior Scene**

**WINTER SESSIONS:** University of Third Age for Seniors is offering presentations and field trips for seniors age 55 and older at the University of San Diego, 5998 Alcala Park. Learn about health and wellness, global politics and San Diego history. Events run Monday through Jan. 24. Cost: \$135 per person and includes speakers, workshops and reception. Register at [sandiego.edu/ce/u3A](http://sandiego.edu/ce/u3A) or (619) 260-4231.





January 29, 2008

## Toreros shock No. 21 Gaels

■ Johnson, Pomare  
lead USD to second  
stunning win of year

TOM SHANAHAN  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — Ah, so this is what it looks, sounds and feels like when the University of San Diego men's basketball team upsets a nationally ranked team before a raucous student section on its home court.

USD beat No. 21 Saint Mary's 63-55 Monday night before 2,787 at Jenny Craig Pavilion in a game that ended with junior guard Brandon Johnson heaving the ball toward the rafters at the buzzer and disappearing into a mob of students who rushed the court to engulf him and the Toreros.

The next time Johnson was seen, he was bouncing and laughing atop students' shoulders.

"That's my first time thrown up on top like that," said Johnson, a 6-foot, 195-

pound guard who scored a game-high 25 points. "I thought I might fall, and I was nervous, but they carried me."

Saint Mary's arrived in San Diego on Monday as the West Coast Conference's only ranked team, having moved into the Associated Press Top 25 for the second time this season earlier in the day. The Gaels (17-3, 4-1) left town in a second-place tie with the Toreros (11-11, 4-1), trailing Gonzaga (16-5, 5-0) in the WCC.

"I'll take this one over Kentucky," said Johnson, referring to the Toreros' Dec. 29 victory at Rupp Arena. "This was on our court against a ranked team."

► USD, C-2



USD 63  
Saint Mary's 55

### Up next

- Who: USD at Loyola Marymount
- When: 7:05 p.m. Saturday
- Radio: 1090 AM



LENNY IGNELZI / ASSOCIATED PRESS

USD's De'Jon Jackson, left, defends Tron Smith of Saint Mary's during the Toreros' 63-55 upset victory over the Gaels.

## ► USD

Continued from C-1

Everyone played their hearts out."

In the first half, USD didn't appear to have enough firepower to keep up, as Saint Mary's opened a 29-18 lead with 2 minutes, 33 seconds remaining before half-time.

But after junior forward/center Gyno Pomare received a tongue-lashing from USD coach Bill Grier during a timeout, the El Camino High alumnus scored three unanswered baskets to trim the Gaels' lead to 29-24 at half-time.

Pomare finished with 20 points and seven rebounds as he led USD to its first lead at 36-35 with 13:18 to play. He hit back-to-back layups on

pretty passes inside from sophomore guard De'Jon Jackson and freshman guard Devin Ginty.

The score remained close until the Toreros went on a 10-0 run to hold a 58-48 lead with 1:54 left in the game. Johnson scored eight of those points.

"In the first half, (Johnson) tried to do too much, and I got on him," Grier said. "But then he stayed with the offense. When he gets going, he's tough to stop."

Saint Mary's guard Todd Golden (nine points) echoed Grier's comments.

"Our coaches told us all week about not giving Johnson too many opportunities," said Golden, "and it came back and bit us in the butt."

Comment at [sports.nctimes.com](http://sports.nctimes.com).



# COMMENTARY

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[Print Page](#)

## One Town, One Saturday, Two College Hoop Games

By Tom Shanahan

**Tuesday, January 29, 2008** | They say San Diego isn't a good college basketball town, but I wonder if there is more to explaining it than simply saying San Diego is a better football and baseball town.

Until recently, San Diego State and the University of San Diego hadn't properly invested in their programs with suitable arenas, coaching staffs, budgets and scheduling attractive games.

Here's my replay from a Saturday when San Diego State was home in the afternoon and the University of San Diego home at night.

**12:15 p.m.:** San Diego State, 14-5 overall and 4-1 in the Mountain West Conference entering a showdown with UNLV, holds a half-game lead over UNLV and BYU. It was best to arrive on Montezuma Mesa earlier than usual since the Aztecs expected a crowd of 8,000-plus (9,131 turned out) at Cox Arena.

By the way, Bill Walton, San Diego's Mr. Basketball, considers Cox Arena a cathedral to basketball.

**1:05 p.m. tipoff, 17:41 left in first half:** Both teams start slowly, but athletic Aztecs' freshman forward Billy White scores with a layup on a nice pass from junior Lorenzo Wade. UNLV 2, SDSU 2.

My thought: Wade, a Louisville transfer, is fun to watch with his high basketball IQ. The 6-foot-6, 226-pound forward runs with a graceful stride. He passes, he drives, he has smart shot selection and he plays traffic cop when the Aztecs are getting back on defense.

**16:35, first half:** Aztecs junior guard Richie Williams, the local kid from Steele Canyon High, enters to a warm applause in his first home game since returning from a wrist injury. With 13:54 remaining, he drives, scores, is fouled and converts the three-point play. UNLV 7, SDSU 7.

My thought: Maybe if San Diego State keeps building with its two NCAA tournament trips in 2002 and 2006 and NIT in 2007, more local players will consider being the hometown kid.

**6:23 left in second half:** White, injured earlier on a hard crash to the floor under the basket, returns to the game to a loud ovation and chants of "Billy! Billy!"

My thought: That's another sign of a college basketball town.

**0:38, second half:** UNLV coach Lon Kruger calls for a timeout, but the crowd is so loud, after the first whistle blows, the referee blows harder and longer the second time to get a stop in play.

**0:23, second half:** UNLV's Curtis Terry hits a three-pointer with Williams in his face. It turns out to be the final points in a 72-69 UNLV victory.

My thought: The student section had chanted "Air ball!" to Terry throughout the game after he

missed an early three-pointer. It came back to haunt them.

**Post-game:** Comments from Kruger, a man who coached at Kansas State and Illinois before making the mistake coaching in the NBA with the hapless Atlanta Hawks.

"That was a really good college basketball game," he says. "Two teams that made critical plays and it came down to a last shot. It was a good crowd, a hostile environment, and our guys had to keep working and keep working."

My question for Kruger: Does he think San Diego can become a legitimate college basketball town?

He's a good person to ask with his background and because this was UNLV's second trip to San Diego this season. USD's first-year coach, Bill Grier, wanting a more attractive schedule for fans, brought the Rebels to town for a game Nov. 17 at Jenny Craig Pavilion that UNLV won, 66-56.

"I think both teams are very well coached and have good athletes, so they're going to do nothing but get better," Kruger said. "San Diego State is good right now, and Bill will have USD right there in no time at all, I'm sure."

What does he think about SDSU coach Steve Fisher, to his credit, saying the best thing for SDSU basketball is for USD to have a strong program and vice-versa.

"Anytime you raise the bar, both programs will continue to get better," Kruger says.

Across the hall, Wade is unnecessarily accepting blame for the loss for scoring only eight points, although he contributed seven assists.

Here's what Kruger had said after the game about Wade: "Even when he doesn't score, he's such a good passer, he still hurts you. That's why he's one of the best players in the league."

**3:30 p.m., leaving arena:** Plenty of time to make it across town to Alcala Park for USD's 6:05 p.m. tip-off against Santa Clara.

The Toreros enter the West Coast Conference game with 9-11 record and tied for third with Santa Clara (10-8) at 2-1 behind a first-place tie between Gonzaga and 24th-ranked St. Mary's.

**6:05 p.m., five seconds elapsed in first half:** Junior point guard Brandon Johnson hits a runner in the lane for a 2-0 lead.

My thought: The last time Johnson shot, he made a three-pointer at the buzzer to beat Portland five days earlier, 64-61. With a crowd of 2,304 fans at USD's 5,100-seat Jenny Craig Pavilion, most basketball fans in San Diego don't know Johnson is one of the best athletes in town.

He still needs polish to his basketball game, the sport he prefers, but the former football running back/cornerback at Houston Willow Ridge High was recruited as a cornerback by big-time programs. It's not hard to see why when you watch him drive to the basket in traffic.

**5:06 left in the second half:** Freshman forward Rob Jones is knocked off-balance, but he converts a three-point play when he's fouled for a 45-44 lead.

My thought: Another great athlete to watch. Jones (6-6, 230), like Johnson, was more highly recruited as a football player. Big-time schools wanted the San Francisco Riordan product to play tight end, but he prefers basketball.

**2:17 left:** Junior forward/center Gyno Pomare steals a pass intended for Santa Clara's big man, John Bryant, who finished with 17 points and 13 rebounds.

Twenty seconds later, Pomare (6-8, 240), who finishes with his own double-double of 11 points and 10 rebounds despite giving away two inches and 60 pounds to Bryant, scores a layup on an assist from Johnson for a 50-46 lead.



My thought: Bill Russell would love Pomare for his long wing-span.

**o:o6 left:** After Johnson drives the basket, he's fouled and converts both free throws for a 52-51 lead that would ultimately finish as a 53-51 victory. USD is 3-1 in conference, with the USF, Portland and Santa Clara wins all coming down to the final seconds.

**Post-game:** Comments from Grier, who spent 16 years at Gonzaga during the Bulldogs' rise to national prominence: "I think I've aged 15 years the last three weeks, but that's the nature of the profession. We found a way to get a stop, and Brandon made a heck of an individual play. I think we're finding ways to win close games."

**Final thought:** With no NBA team in town, SDSU and USD long ago should have started building what is now developing.

For now, most transplanted fans from the East and Midwest will be a hard sell with what they're used to watching in the Big Ten -- by the way, I'm a Big Ten graduate of Michigan State -- and other conferences, but this could turn out to be a college basketball town, after all.

*Tom Shanahan is voiceofsandiego.org's sports columnist. He is the media coordinator for the San Diego Hall of Champions and an occasional writer for Chargers.com. You can e-mail him at toms@sdhoc.com. Or send a letter to the editor.*



Tom Shanahan

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Close Window



JAN 29 2008

# USD upsets No. 21 Gaels for a home win to savor



TOREROS 63,  
SAINT MARY'S 55

By Hank Wesch, STAFF WRITER

The most significant wins this season for the USD men's basketball team had all been achieved on the road.

Before last night.

The only victories in school history over nationally ranked teams had been achieved outside the Jenny Craig Pavilion.

Before last night.

Junior guard Brandon Johnson scored 25 points and junior forward Gyno Pomare 20 as the Toreros defeated No. 21 Saint Mary's 63-55 before a JCP crowd of 2,787 heavily laced with USD students who had returned from the lengthy intersession for yesterday's opening day of classes.

In a scene seldom seen from typically reserved USD supporters, the student section emptied from the end zone at the end of the game, stormed the floor and lifted Johnson on its collective shoulders.

"That was my first time in history, ever, to get thrown over the top (of a crowd) like that," Johnson said. "I was kind of nervous I was going to fall, but they held me up."

Making Saint Mary's (17-3, 4-1 WCC) take the fall on the day the Gaels had assumed occupancy of the No. 21 spot in The Associated Press rank-

SEE USD, D3

## ► USD

CONTINUED FROM PAGE D1

### Toreros rally to stun No. 21 Saint Mary's

ings and advanced from No. 24 to No. 20 in the USA Today/ESPN coaches poll was sweet for USD.

Sweeter even than a season-opening win at Hawaii and a stunning defeat of tradition-rich but unranked Kentucky at Rupp Arena in Lexington in December.

"I'll take that over Kentucky right now," Johnson said. "On our home court we came together as a team tonight and everybody played their hearts out."

Sophomore guard De'Jon Jackson contributed nine points, seven rebounds and four assists. Sophomore forward Chris Lewis had five points and eight rebounds. And defensively the Toreros put together their most complete game of the season, limiting the Gaels' star guard Patrick Mills to 13 points on 6-for-14 shooting and 6-11 center Omar Samhan to 11 points and 10 rebounds.

Saint Mary's shot 39.6 percent overall (21-of-53) to USD's 55.8 (24-of-43). The Gaels were 6-of-19 on three-point attempts, USD 4-of-10.

The last USD three-pointer was cashed by Johnson with 2:04 to play, giving the Toreros a 56-48 lead. Johnson appeared to come down awkwardly, had a pronounced limp and motioned to the Toreros bench as he backpedaled over the half-court line.

"I kind of cramped up a little," Johnson said. "But I was looking in the guy's (SMC's Yusuf Smith) eyes and saw he was

going to throw a crosscourt pass. I was like, 'I can get there.'"

He did, starting a fast-break he would finish with a reverse layup on a pass from Trumaine Johnson. That five-point burst in 17 seconds put the Toreros (11-11, 4-1 WCC) in front 58-48 with 1:52 to play. With Saint Mary's desperately fouling, USD made five free throws in the final 41.9 seconds — two by Brandon Johnson and three by Jackson, to secure the win.

"We played selfish offensively, and they did a good job," said Saint Mary's coach Randy Bennett, who discounted the idea that motivation generated by the Gaels' ranking was an overwhelming factor.

Previous Toreros victories over ranked teams came against Gonzaga in 2000 at the old USD Sports Center Gym and in 2003 at UCLA.

They have been playing well, and we knew it would be a tough game," Bennett said. "They have two of the best players in the league in Johnson and Pomare, and they played like it tonight."

The Toreros, who trailed 29-18 with 2:35 to go in the first half, trimmed it to 29-24 by finding Pomare in the paint on three straight possessions.

"I had a little talk with the team that they needed to get the ball in there, and when they found me I was able to finish well," Pomare said.

Pomare had 10 points in each half. Johnson scored 20 of his 25 in the second.

USD got its first lead of the night at 36-35 on a layup by Pomare. The score was tied at 48 when Johnson hit a three-pointer with 3:35 to play.

A drive for a layup by Jackson then preceded Johnson's decisive five-point outburst.

Hank Wesch: (619) 293-1853;  
hank.wesch@uniontrib.com





USD's Gyno Pomare, who scored 20 points and was instrumental in helping key a second-half rally, is sandwiched between Saint Mary's Tron Smith (left) and Omar Samhan. Sean M. Haffey / Union-Tribune

## WCC

	Conference			Overall		
	W	L	Pct.	W	L	Pct.
Gonzaga	5	0	1.000	16	5	.762
Saint Mary's	4	1	.800	17	3	.850
<b>USD</b>	<b>4</b>	<b>1</b>	<b>.800</b>	<b>11</b>	<b>11</b>	<b>.500</b>
Santa Clara	3	2	.600	11	9	.550
Pepperdine	1	4	.200	7	14	.333
Portland	1	4	.200	7	14	.333
USF	1	4	.200	5	15	.250
LMU	1	4	.200	4	17	.190

### Yesterday's Results

USD 63, Saint Mary's 55  
Gonzaga 79, Portland 41  
Santa Clara 66, San Francisco 48

## SUMMARY

### USD 63, Saint Mary's 55

ST. MARY'S	Min	FG-A	FT-A	R	A	PF	Pts
O'Leary	20	1-4	0-0	4-6	1	1	2
Simpson	34	2-5	2-4	1-8	1	1	6
Samhan	27	5-11	1-2	6-10	2	3	11
Mills	38	6-14	0-1	0-0	1	2	13
Golden	21	3-4	0-0	0-0	0	4	9
Hughes	21	1-6	2-2	0-1	3	1	4
YSmith	18	2-3	2-2	2-3	1	1	8
Walker	1	0-0	0-0	0-2	0	0	0
TSmith	20	1-6	0-0	0-1	1	4	2
<b>Totals</b>	<b>200</b>	<b>21-53</b>	<b>7-11</b>	<b>13-31</b>	<b>10</b>	<b>17</b>	<b>55</b>

Percentages: FG .396, FT .636. 3-Point Goals: 6-19, .316 (Golden 3-4, YSmith 2-3, Mills 1-4, Simpson 0-1, T.Smith 0-2, O'Leary 0-2, Hughes 0-3). Team Rebounds: 0. Blocked Shots: 2 (Simpson, Samhan). Turnovers: 16 (YSmith 3, Mills 3, Samhan 2, Simpson 2, Hughes 2, Golden 2, O'Leary 2). Steals: 6 (Hughes 2, Samhan 2, O'Leary, Mills). Technical Fouls: None.

USD	Min	FG-A	FT-A	R	A	PF	Pts
Jones	19	0-1	0-0	0-0	0	2	0
Jackson	37	3-9	3-6	1-7	4	1	9
Pomare	33	9-10	2-2	2-7	0	1	20
B.Johnson	35	9-15	4-5	0-1	3	3	25
T.Johnson	25	1-2	2-2	0-2	3	3	4
Ginty	20	0-1	0-0	0-0	3	1	0
Lewis	26	2-4	0-0	2-8	2	2	5
Houston	3	0-0	0-0	0-0	0	1	0
Lozeau	2	0-1	0-0	0-0	0	0	0
<b>Totals</b>	<b>200</b>	<b>24-43</b>	<b>11-15</b>	<b>6-27</b>	<b>15</b>	<b>14</b>	<b>63</b>

Percentages: FG .558, FT .733. 3-Point Goals: 4-10, .400 (B.Johnson 3-5, Lewis 1-2, Ginty 0-1, Jackson 0-2). Team Rebounds: 2. Blocked Shots: 7 (Pomare 5, Lozeau, B.Johnson). Turnovers: 15 (B.Johnson 4, Jones 3, T.Johnson 2, Pomare 2, Houston, Ginty, Lewis, Jackson). Steals: 7 (B.Johnson 3, Lewis 2, Jackson, Pomare). Technical Fouls: None.

Saint Mary's	29	26	- 55
San Diego	24	39	- 63

A-2,787. Officials-David Libbey, Jim Giron, Melvin Landry.

"I was kind of nervous I was going to fall, but they held me up."

BRANDON JOHNSON, after members of crowd lifted USD guard on their shoulders

**SAN DIEGO CLIPPING**  
**North County Times**  
**Escondido**  
**JAN 28 2008**



## Toreros Report

**Today:** vs. Saint Mary's

**Tipoff:** 7:05 p.m. at Jenny Craig Pavilion

**Records:** Saint Mary's 17-2, 100 West Coast Conference; University of San Diego 10-11, 3-1

**Radio:** 1090 AM, 105.7 FM

**At a glance:** Until first-year coach

**Bill Grier** lifts the Toreros to WCC titles and national rankings. Grier, like at Gonzaga, where he was an assistant for 16 years — USD's fans will have to settle for watching a WCC rival with such credentials visit Jenny Craig Pavilion. Saint Mary's comes to town in a first-place tie with Gonzaga and the No. 24 ranking in last week's ESPN/USA Today poll. ... Saint Mary's, which beat San Diego State 69-64 on Dec. 8 at Anaheim, has lost only to unranked Southern Illinois on Dec. 11 and No. 12 Texas on Jan. 5, both on the road. Since the 81-62 loss to the Longhorns, however, the Gaels have won five in a row, including Saturday's 79-57 romp at San Francisco. ... USD's 53-51 win over Santa Clara on Saturday broke a third-place tie with the Broncos in the WCC. Against Santa Clara's bigger lineup, USD overcame its matchup problems inside, but the Gaels' lineup is even bigger and more talented. Sophomore C **Omar Samhan** (6-foot-11, 265 pounds) posted a double-double against San Francisco with 18 points and 15 rebounds. ... USD junior C/F **Gyno Pomare** (6-8, 240) recorded his sixth double-double of the season against Santa Clara. The El Camino High alum had 11 points and 10 rebounds. ... Inexperienced true freshman C **Nathan Lozeau** doubled his average playing time to help Pomare inside against Santa Clara. He finished with four points and one rebound in 15 minutes, but his bulk inside helped more than his stats suggest.

— Tom Shanahan



JAN 28 2008

# Awesome Aussie is major Gael force

## Freshman Mills has risen quickly

By Hank Wesch  
STAFF WRITER

There was an uneven patch of grass and dirt in the backyard of Patrick "Patty" Mills' home in Canberra, Australia. His mother's clothesline stretched across the middle of it, and at one end there was a basketball hoop.

"Because I didn't have any brothers or sisters to come out and play with me, it was basically the bedsheets and the clothes that I used as defenders," Mills says. "I think I picked up a lot of skills playing against the bedsheets and the rest of the wash."

These days the defenders Mills hangs out to dry are real, NCAA Division I, West Coast Conference-variety athletes. And he's doing it so well, so efficiently and so often that the freshman point guard, who leads Saint Mary's into a game tonight at USD, has created a sensation on two continents.

On this continent, for his significant contributions to a Saint Mary's team that is 17-2, ranked No. 24 in the ESPN/USA Today coaches poll and on the cusp of cracking the Top 25 in The Associated Press poll.

And in Australia where, as the son of an Aboriginal mother and Torres Strait Islander father, he exemplifies the potential of indigenous peoples, a group in many ways still struggling for acceptance and equality in its own land, and stirs hope for the national team,

SEE **Toreros**, D4



### SAINT MARY'S AT USD

Today: 7 p.m., Jenny Craig Pavilion

Records: Saint Mary's (17-2, 4-0 in WCC), Toreros (10-11, 3-1)



Saint Mary's point guard Patrick "Patty" Mills is averaging 15.1 points per game. *Associated Press*

### ► TOREROS

CONTINUED FROM PAGE D1

## Mills made big, early impression on Gaels

which he joined last summer, in the upcoming Olympics.

Here, he's been written about in several major publications. In Australia, there are regular progress reports in the major papers, Saint Mary's games are sometimes televised and time is consistently devoted to him on the sports channel and even on the regular nightly news.

"I had no idea that I would be pumped up like I have been, especially with the amount of media that I have back home," Mills said. "It is very surprising."

It shouldn't be.

Mills, 6-feet, 175 pounds and 19 years old, is averaging 15.1 points, 4.1 assists and 1.4 steals. He announced his arrival in America with an eye-popping 37-point performance in the Gaels' 99-87 upset of then-No. 12 Oregon on Nov. 20, the fourth game of his college career. He has occupied the No. 1 place on opposition scouting reports ever



Jan. 28, 2003

## COLLEGE BASKETBALL

Local Div. I game today:

### SAINT MARY'S at USD MEN

**Site / Time:** Jenny Craig Pavilion / 7 p.m.

**TV / Radio:** None / 1090-AM, 105.7-FM

**Records:** Saint Mary's 17-2, 4-0 WCC;  
USD 10-11, 3-1

**Outlook:** Saint Mary's has won five straight and 10 of 11; USD is 6-4 overall at the JCP, 2-0 in conference play.

.....

since, despite the rest of the size and depth of talent head coach Randy Bennett, a former USD assistant, has assembled.

"Mills is one of the five best point guards in the country right now," Santa Clara coach Kerry Keating said after Mills had 16 points, six assists and two steals in the Gaels' 76-45 victory Jan. 12 in Moraga.

"He's got an intangible feel for how to play the position. The last three point guards I recruited (while an assistant at UCLA) — Jordan Farmar, Darren Collison and Russell Westbrook — are in the NBA or are going to be. He's as good or better than all of them."

Mills is a product of the Australian Institute of Sport, an elite development organization in Canberra for basketball

and 25 other sports.

He played Aussie Rules football, basketball and other sports from grades 6 to 11. Only in 2005 did he give up football to make basketball his single focus.

Bennett says it wasn't part of any master plan to recruit Australia when, in 2001, he took over a Saint Mary's program that had gone 2-27 the previous season. But AIS grad Adam Caporn wound up in Moraga and 7-foot forward Daniel Kickert followed.

Three years ago, Saint Mary's made an offseason exhibition tour of Australia that included a game against AIS. While easily victorious, the Saint Mary's players and staff got an eyeful of 16-year-old Patty Mills, who scored 17 points against the generally much older competition.

Todd Golden, now a fifth-year senior, received flak from teammates for how the young Aussie had made him look on defense.

"I didn't feel as bad (about that game) when he put 37 on Oregon," Golden said earlier this year."

With advance first-hand knowledge in the wooing and recruiting of Mills, the Gaels were "on him earliest, hardest and longest," Bennett said.

"Knowing that several Australians before me had come to this program

and succeeded and gone on to have good pro careers overseas was one thing," Mills said of the Saint Mary's recruitment. "And the friendship that Coach Bennett was able to establish with my parents was another important factor."

Mills' decision on a U.S. college boiled down to Utah or Saint Mary's. He visited the schools one day apart, starting at Utah.

Utah, with its Salt Lake City location, solid basketball tradition and 15,000-seat Huntsman Center. Saint Mary's, with its much lower hoops profile, its location in the quaint but semiremote Bay Area city of Moraga and its throw-back-to-bygone-decades, 3,500-seat McKeon Pavilion.

So why did Mills make the choice he did?

"It's one of those things where once you get on the campus you get one of those good vibes that you're going to be accepted here," Mills said.

Huntsman Center vs. McKeon Pavilion — where an Australian flag now hangs from the rafters — wasn't a factor in the decision.

"As long as you have two hoops and two backboards and lines on the court, that's all you really need," Mills said.

He started out with a lot less.



JAN 27 2008

# Pomare, Toreros outlast Broncos

TOM SHANAHAN  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — University of San Diego center/forward Gyno Pomare gives up two inches and 60 pounds when he faces Santa Clara center John Bryant in their twice-annual West Coast Conference battles under the boards.

But in their first meeting this year, the 6-foot-8, 240-pound junior didn't give up much ground or an edge in crucial plays as USD beat the Broncos 53-51 on Saturday night before 2,304 fans at the Jenny Craig Pavilion.

The Toreros improved to 10-11 overall and 3-1 in WCC play. They also moved ahead of the Broncos (10-9, 2-2) into third place behind Saint Mary's (17-2, 4-0), which visits the Toreros on Monday night, and Gonzaga (15-5, 4-0).

Bryant, a 6-10, 300-pound junior who led a Santa Clara sweep of USD last year, posted his conference-leading eighth double-double of the season with 17 points and 13 rebounds.

But Pomare not only contributed his sixth double-double with 11 points and 10 boards, he also made two of the game's biggest defensive plays down the stretch.

"This year, we had guys play better and we got stops and rebounds," said Pomare, an El Camino High alumnus. "That's what we focused on. It was a physical game, but we were ready for it. We prepared all week."

With 2 minutes, 16 seconds left in the game and the Toreros clinging to a 48-46 lead, Pomare stole a pass intended for Bryant down low. In transition, Brandon Johnson (19 points, 3 as-

ists) drove the lane, and when Bryant came out to defend him, he dropped off an assist to Pomare for a layup and a 50-46 lead with 1:59 remaining.

Santa Clara rallied with five unanswered points for a 51-50 lead when Bryant's inside bucket was followed by a three-point play by Ben Dowdell with 36 seconds to play.

With 23 seconds left in the game and on the shot clock, Johnson ran Bryant into a screen by Pomare. The Toreros got the switch they wanted when Bryant came out, but Johnson was fouled on his drive down the lane.

After he hit two free throws to give USD a 52-51 lead with 13 seconds left, Santa Clara got the ball quickly to half court, with Toreros freshman guard Devin Ginty defending Santa Clara senior point guard Brody Angley.

Pomare not only forced Angley to change directions, he got back quickly to the basket to help Ginty on Bryant. Angley tried to drive under the basket and lost the ball out of bounds.



JAN 27 2008

# Toreros sweat out another stirring win

By Hank Wesch  
STAFF WRITER

The USD men's basketball team won its third of four West Coast Conference games under first-year coach Bill Grier last night, edging Santa Clara 53-51 before 2,304 at the Jenny Craig Pavilion.

The previous WCC wins were by five points over San Francisco here on Jan. 12 and by three, on a shot at the buzzer by junior guard Brandon Johnson, last Monday at Portland.

"I have aged probably 15 years in the last three weeks," said Grier who by that calculation turned 59 last night. "But that's the nature of the profession."

Trailing 51-50 entering the final 30 seconds of the game, USD got two free throws from Brandon Johnson with 13.4 seconds to play, forced a turnover with 4.6 left and then had freshman Trumaine Johnson hit the first of two free throws with 3.9 seconds remaining to pull out the victory that moved its overall record to 10-11.

Santa Clara (10-9, 2-2 WCC) rebounded Trumaine Johnson's second-shot miss but senior guard Brody Angley's half-court heave at the buzzer was well off line.

USD's field goal percentage was 33.9 (19-for-56). The Toreros made only three of 12 three-point shots and mustered only one more rebound (33-32) than Santa Clara.

And they won in what, based on the two prior victories, might be termed "signature" fashion.

"Certainly, the USF game we found a way to win it," Grier said. "Portland, we controlled the game but let them back in it, got a (last-minute) stop and then Brandon made

a heck of a play to win it.

"Tonight was another grinding type game with two fairly even teams. But we're finding ways to get it done."

Brandon Johnson had 19 points, the biggest being the final two.

Coming out of a timeout with 32.1 seconds remaining, USD got the ball in the hands of their quick little point guard coming around a screen of Angley set by Gyno Pomare. Santa Clara's 6-foot-10, 305-pound center John Bryant switched onto Johnson, who had the ball at the top of the circle.

"When they switched and I saw Bryant was on me my eyes got big, cause he's not that mobile out there," Johnson said. "Gyno was in good position to post up (the 5-10) Angley, but I couldn't get the ball to him so I took it (on the drive). Yeah, he did foul me.

"It was a good play, credit to the coaches."

After Johnson cashed the two free throws to give USD a 52-51 lead, Angley drove the length of the court, hounded by USD's Devin Ginty and, when confronted by the 6-8 Pomare while trying to drive the baseline, went out of bounds for the Broncos' 15th turnover of the game.

"It doesn't matter what happens on offense if you can stop them on defense, and down the stretch that's what we did," Pomare said. The junior out of El Camino High had 11 points and 10 rebounds while being pounded by and in turn pounding on Bryant.

"We knew it would be a physical game and rebounding and stopping them (defensively) were going to be big," Pomare said. "We practiced for it all week, and we pulled it out in the end.

"I don't mind playing against him (Bryant)," Pomare said. "He's the biggest (in the league) obviously, but I'll go against him any time."

Bryant had 17 points and 13 rebounds, with 14 and nine of those totals coming in the second half. Angley, a reigning WCC co-Player of the Week, shot 3-for-11 overall and 1-for-7 from three-point range, scoring seven points.

## WCC

	Conference			Overall		
	W	L	Pct.	W	L	Pct.
Gonzaga	4	0	1.000	15	5	.750
Saint Mary's	4	0	1.000	17	2	.895
USD	3	1	.750	10	11	.476
Santa Clara	2	2	.500	10	9	.526
Portland	1	3	.250	7	13	.350
USF	1	3	.259	5	14	.263
Pepperdine	1	4	.200	7	14	.333
LMU	1	4	.200	4	17	.190

## Yesterday's Results

USD 53, Santa Clara 51  
Memphis 81, Gonzaga 73  
Pepperdine 87, Loyola Marymount 64  
Saint Mary's 79, San Francisco 57

## Tomorrow's Games

Saint Mary's at USD, 7 p.m.  
Portland at Gonzaga, 5 p.m.  
Santa Clara at San Francisco, 7 p.m.

## SUMMARY

### USD 53, Santa Clara 51

#### SANTA CLARA

	Min	FG-A	FT-A	R	A	F Pts
Dowdell	35	4-7	5-5	0-4	1	1 13
Henke	25	2-5	3-3	0-2	0	1 7
Bryant	30	7-12	3-6	4-13	0	4 17
Tiedeman	17	0-2	0-0	0-3	1	2 0
Angley	38	3-11	0-0	0-3	3	2 7
C.Johnson	7	0-1	0-0	0-0	1	1 0
Gunderson	25	1-2	0-0	0-2	1	2 3
Mbanugo	8	1-1	0-0	1-1	0	1 2
Latimer	9	1-2	0-0	1-2	0	0 2
Zimmermann	6	0-0	0-0	0-1	0	2 0
<b>Totals</b>	<b>200</b>	<b>19-43</b>	<b>11-14</b>	<b>6-32</b>	<b>7</b>	<b>16 51</b>

Pct: FG .442, FT .786, 3Pt .632  
(Gunderson 1-2, Angley 1-7, C. Johnson 0-1, Latimer 0-1, Tiedeman 0-2, Henke 0-3). Team Reb: 1. Blocks: 5 (Bryant 4, Dowdell). Turnovers: 15 (Bryant 5, Angley 4, Henke 3, Zimmermann 2, Gunderson). Steals: 2 (Dowdell, Bryant). Technicals: None.

	Min	FG-A	FT-A	R	A	F Pts
Pomare	26	3-10	5-6	5-10	0	4 11
Jones	32	3-8	1-1	5-7	1	5 7
B.Johnson	30	7-17	3-4	0-3	3	1 19
Ginty	18	0-5	0-0	0-0	0	0 0
Jackson	30	2-6	0-0	1-5	1	2 4
T.Johnson	28	0-1	1-2	0-2	6	1 1
Lewis	21	3-6	0-0	0-0	1	1 7
Lozeau	15	1-3	2-2	1-1	0	2 4
<b>Totals</b>	<b>200</b>	<b>19-56</b>	<b>12-15</b>	<b>13-33</b>	<b>12</b>	<b>16 53</b>

Pct: FG .339, FT .800, 3Pt .632  
(Johnson 2-8, Lewis 1-1, Ginty 0-3). Team Reb: 5. Blocks: 4 (Pomare 2, Jones, Jackson). Turnovers: 10 (Jones 3, B.Johnson 2, Lewis 2, Jackson 2, Pomare). Steals: 8 (Pomare 3, Jackson 2, Jones, B.Johnson, Lewis). Technicals: None.

Santa Clara (10-9, 2-2)	24	27	51
USD (10-11, 3-1)	28	25	53

A-2,304. Officials-Thomas Wood, Mike Partlow, Jim Bannowsky.



**SAN DIEGO CLIPPING**  
**North County Times**  
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**JAN 26 2008**



## **Toreros Report**

**Today:** vs. Santa Clara

**Tipoff:** 6:05 p.m. at Jenny Craig Pavilion

**Records:** Santa Clara 10-8, 2-1 West Coast Conference; University of San Diego 9-11, 2-1

**TV/Radio:** 4 SD/1090 AM, 105.7 FM

**At a glance:** The Toreros will try to solve the matchup problems that plagued them a year ago when Santa Clara battered the Toreros inside with superior size en route to sweeping both games, 61-47 at USD and 80-72 at Santa Clara. ... Junior C **John Bryant** (6-10, 305) leads the Broncos with 17.3 points per game and 9.0 rebounds per game. ... USD's big man, junior C **Gyno Pomare** (6-8, 240), will need more help than he received last year. True freshman C **Nathan Lozeau** (6-10, 280) provides size the Toreros lacked last year, but he's averaging only 8.3 minutes per game. ... **Kerry Keating** is in his first season as Santa Clara head coach. His staff includes former USD assistant and player **Sam Scholl**, who played and coached under former USD coach **Brad Holland** before Holland and his staff were fired at the end of last season. ... Santa Clara opened conference play with a 76-45 loss at Saint Mary's before beating Loyola Marymount and Pepperdine. ... Santa Clara G **Brody Angleley** (5-11) was WCC player of the week with 20 points against Loyola Marymount and 24 against Pepperdine.

— Tom Shanahan



# TV blackout made Ginty focus

SD Union Tribune

JAN 26 2008

## Walk-on has become part of USD picture

By Hank Wesch, STAFF WRITER

**T**alk about a major obstacle for a teenager to overcome. Devin Ginty grew up in (horrors!) a house without television.

No "American Idol." No "One Tree Hill." No "The O.C."

And, for a standout guard at a small Northern California high school, no access to an endless stream of three-pointers and slam dunks every night on "SportsCenter."

"I really enjoyed it, actually," said Ginty, an 18-year-old freshman on the USD men's basketball team. "I think it made me a more active person."

"In high school, kids would ask me how I could live without a TV and I'd wonder how they had time to go to school, practice, go home and do their homework and also watch TV."

"I didn't have time for it and I didn't feel like I was really missing anything."

Surmounting electronic screen deprivation, in a little more than two months Ginty has gone from walk-on reserve to occasional starter and out-of-the-blue 18-point contributor to arguably the biggest win in USD history, an 81-72 upset of Kentucky on Dec. 29 at Rupp Arena in Lexington.

His family in Alta, a town of about 500, went to the home of friends to watch the ESPN2 telecast. Except Devin's father, John, who had to mind the family store, Ginty Supply Co. (electrical, heating, etc.) in Auburn.

They hoped Devin might play a few minutes. Then there was his picture on the screen in the starting lineup. (Ginty wasn't informed of the start by coach Bill Grier until just before game time.)

And in front of more than 23,000 blue-clad Kentucky fans — almost 50 times the population of his hometown — Ginty made all four of his three-point shots and helped send those Kentuckians back to their TV-equipped homes in disappointment.

"When he hit his first shot we went 'Yes!'" said Maureen Ginty, Devin's mother. "As the game went on we were all yelling and cheering and the cell phones were going crazy."

How did a walk-on freshman from a small high school muster such poise in one of college basketball's most storied and pressurized venues?

"Rupp Arena is an awesome place, but once the game begins you go into your own little world and just focus on playing," Ginty says. "It's not only what I did, it's what the whole team did."

• • •

Maureen Ginty always had an interest



**USD coach Bill Grier calls freshman guard Devin Ginty (3) a "team-first" guy.** *Jim Baird / Union-Tribune*

in sports, but she grew up in an era when opportunities for women weren't what they are today. She was, however, hired to teach junior high English and physical education around the advent of Title IX. And with a scarcity of female coaches, she got to start the girls programs at the school.

She learned by attending sports clinics at UC Davis and talking to people with experience. Then she coached Devin, his older brother, Flynn (a recent USD grad), and his sister, Britte, in grade school.

"I was never afraid to ask for help," Maureen said. "And I think being a teacher first helped me. It was easier to deliver concepts. And I loved the game of basketball."

Ask Maureen Ginty about Devin's strengths as a player, from a coach's standpoint, and the answer echoes Grier's comments to the same question.

"To me it has always been that he's definitely a team player, he's unselfish," she says. "He's always had great court vision and good ball skills."

The first organized team that Devin played on and Maureen coached only had six players.

"So we couldn't afford to have one of those guys leave," she said. "So I really

stressed to Devin the importance of passing. I told him, 'I don't care if that guy hasn't made a shot in two years. If he's open on the block and you see him, give him the ball.'"

"So he's looked to pass first from the beginning."

Colfax High (enrollment about 900) went 59-4 in basketball in Devin's final two seasons as he set school records for assists and three-pointers. He then followed a plan to walk on at USD formulated while attending a Toreros summer camp in 2006, even though there had been a complete change in the coaching staff.

The new staff noticed in practice that USD's offense often clicked when Ginty was in the mix.

"He might understand what we're trying to do better than anybody else on the team," Grier said. "He moves the ball and he's a team-first guy."

Listed at 6-feet-2, 180 pounds, Ginty has played in 13 of USD's 20 games with five starts and is averaging 13.8 minutes, 3.5 points and 1.3 assists. He's coming off the second-best game of his career — 11 points, seven assists, no turnovers — on Monday at Portland. Tonight, USD hosts Santa Clara.

To Grier, Ginty is an "awesome kid, an All-American-type guy."

Maureen Ginty can, of course, expand on that.

"I look at him sometimes and I wonder if this appreciation that he has for life might have started out early," she says. "He had a very good friend when he was young that died of cancer and he stuck by her to the end."

"I really think that from that experience, he appreciates life in general. And I know he appreciates USD and the opportunity he's getting there now."

• • •

The Ginty family isn't really anti-TV. It just wasn't their thing.

The home in the countryside near Alta that John and Maureen moved into around 30 years ago had one bedroom and no electrical power. TV wasn't an option.

When they began building their larger house on the same property, they decided to still say no to TV.

With Devin playing at the Division I level, however, the temptation to get a satellite dish has increased.

"I have mixed feelings about it," Maureen said. "Of course we want to see him play. But in some ways, it would be such a change in lifestyle for us. I know it sounds crazy, but we are thinking about it."

**Hank Wesch:** (619) 293-1853; hank.wesch@uniontrib.com



# Pomare earns a legendary hoops admirer

■ Sutton enamored with USD junior, but Grier wants to see more

TOM SHANAHAN  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — Eddie Sutton made his name in men's college basketball coaching elite programs at Arkansas, Kentucky and Oklahoma State, not to mention a couple of NCAA Tournament Final Four trips.

But this year the coaching legend is seeing another side of college basketball. He came out of retirement on Dec. 26 to serve as the University of San Francisco's head coach on an interim basis after Dons' coach Jessie Evans took a leave of absence.

That means this is his first go-round in the West Coast Conference — a mid-major of small, private schools — and it began with the Dons' WCC opener two weeks ago at the University of San Diego.

Two things stood out in the venerable coach's mind:

■ Jenny Craig Pavilion, the Toreros' 5,100-seat arena that opened in 2003.

"This is a beautiful place," Sutton said. "It's the just the right size arena for a school like this. I imagine this can be a tough place to play when it's filled."

■ Gyno Pomare, USD's 6-foot-8, 240-pound junior forward/center from El Camino High with the Bill Russell-like wingspan.

"The big guy is a good player," Sutton said. "I congratulated him afterward and said, 'You're really a nice player.'"

Pomare, a first-team All-WCC pick last year, has five double-doubles for the Toreros this year while ranking eighth in the WCC in scoring (14.4), fifth in rebounding (7.4), fifth in field goal percentage (.537) and sixth in blocked shots (1.10).

But as big as he's playing — his long arms help him play taller — first-year coach Bill Grier needs him to play big-

ger.

"Gyno is a load," Grier said. "He has soft hands and a good shooting touch. But as well as he's playing for us, we need more from him. I told him when we had a meeting before conference started that it's my job as a coach to get more out of him."

The Toreros (9-11, 2-1 WCC) are small inside, often using a three-guard offense, and face two of the WCC's bigger teams with games at 6 p.m. Saturday against Santa Clara (10-8, 2-1) and at 6 p.m. Monday against St. Mary's (16-2, 3-0).

Santa Clara is led by junior center John Bryant, a 6-10, 305-pounder that is second in the WCC with 17.5 points per game and second in rebounding with 9.0. In addition, Josh Higgins (7-0, 275) comes off the bench.

St. Mary's, which cracked the national top 25 earlier this year, features sophomore Omar Samhan (6-11, 265) with 11.6 points and 7.4 rebounds per game, although Diamon Simpson (6-7, 230) leads the team in scoring at 13.3 (10th in the WCC) and leads the WCC in rebounding (9.3).

Bryant and Simpson share the WCC lead with seven double-doubles with Pomare next.

Pomare's play against USF got USD off to a 1-0 start in WCC play before the Toreros split their Pacific Northwest trip last weekend with a loss at Gonzaga and a win at Portland.

At halftime, USD trailed San Francisco 25-24 as Pomare scored 14 of his team's point in a slow start.

"I told my team the big guy has 18 of their 24 points," Sutton said. "I've never been in a game where one guy had 75 percent of his team's points."

Sutton is 71 years old, so forgive him if his numbers were a little bit off. But you can bet his players' got the point.

Pomare finished with 18 points and six rebounds.

He played bigger than his 6-8 height. And a coaching legend thought he played bigger than his 18 points.

Comment at [sports.nctimes.com](http://sports.nctimes.com).



JAN. 24, 2008



ASSOCIATED PRESS FILE PHOTO

Gyno Pomare, an El Camino High graduate, has five double-doubles this season for the University of San Diego.



JAN 22 2008

# Buzzer-beating 3 is money for USD

By Ian Ruder

SPECIAL TO THE UNION-TRIBUNE

PORTLAND, Ore. — After launching his buzzer-beating three-pointer from the baseline corner, Brandon Johnson had only one thought on his mind as he fell to the ground:

**Toreros  
64**

**Portland  
61**

"It's money baby!"

It was. Johnson cashed in his last-second three to lift USD to a 64-61 win over the Portland Pilots.

A foul on freshman Devin Ginty with 18 seconds left gave Portland a chance to tie the game and take a lead in free throws, but Sherrard Watson missed the second shot.

During USD's last timeout, coach Bill Grier had told his team to get the ball to Johnson and let him try to create something if there was a miss on the free throws.

"He's a competitor and you want the ball in his hands in that kind of a situation," Grier said. "He made a heckuva play."

Johnson said he was just emulating the players he watches on TV.

"I had confidence and it fell through for me," he said.

Up to that point, the Pilots had done a good job of containing San Diego's leading scorer. Johnson came in averaging 17.3 points and had scored more than 25 points in three of his past four games, but was 3-of-10 prior to making the final shot. He finished with 12 points, all on threes.

"I got a little frustrated," he said. "I didn't get as many calls as I thought I should but that's part of the game."

Grier wasn't worried.

"He's had some stretches where he gets himself into trouble and drives into some people and tries to do a little too much, that's also what makes him good."

With Johnson in check much of the night, the Toreros (9-11, 2-1 WCC) looked elsewhere for scoring.

They built a 10-point lead at the end of the first half off the tenacious defense of freshman Rob Jones and then pounded the ball inside to junior Gyno

Pomare in the second half.

Jones racked up five steals in the first half by taking advantage of sloppy Portland (6-13, 1-3) passing that led to 10 turnovers.

Despite his team-high 16 points, Pomare struggled in the blocks much of the night, but did come through with a critical basket and free throw with 18 seconds left to give USD a 61-60 lead.

## SUMMARY

### USD 64, Portland 61

USD	Min	FG-A	FT-A	R	A	PF	Pts
Ginty	36	4-6	0-1	0-1	7	2	11
Jones	26	4-8	1-3	2-9	2	4	9
Pomare	26	6-14	4-6	1-6	0	1	16
B.Johnson	34	4-11	0-0	0-1	4	3	12
Jackson	21	2-5	0-0	0-1	0	2	4
T.Johnson	24	0-1	0-0	0-0	2	2	0
Lewis	15	2-3	0-0	3-6	1	3	4
Brown	3	1-1	0-0	0-0	0	0	3
Houston	1	0-0	0-0	1-1	0	0	0
Lozeau	14	2-2	1-2	1-2	0	0	5
Totals	200	25-51	6-12	9-29	16	17	64

Percentages: FG .490, FT .500. 3-Point Goals: 8-15, 533 (B.Johnson 4-7, Ginty 3-5, Brown 1-1, T.Johnson 0-1, Jackson 0-1). Team Rebounds: 2. Blocked Shots: 3 (Pomare 2, Jackson). Turnovers: 16 (Jones 4, B.Johnson 3, Lozeau 3, Pomare 2, T.Johnson 2, Lewis, Jackson). Steals: 9 (Jones 5, Jackson, T.Johnson, B.Johnson, Ginty). Technical Fouls: None.

PORTLAND	Min	FG-A	FT-A	R	A	PF	Pts
Watson	30	1-6	1-2	1-2	4	1	3
Sikma	24	2-5	2-4	3-8	0	1	6
Knutson	16	4-7	0-0	3-4	0	5	8
Raivio	34	4-10	1-1	0-5	3	4	10
Ito	32	1-5	2-2	1-1	7	0	5
Niedermeyer	18	1-2	0-0	0-2	0	0	3
Thompson	4	0-1	1-2	1-1	0	0	1
Smeulders	24	6-10	3-4	2-9	0	4	15
Stohl	11	3-5	0-0	0-0	0	0	8
Hannibal	7	1-4	0-0	1-1	0	2	2
Totals	200	23-55	10-15	13-35	14	17	61

Percentages: FG .418, FT .667. 3-Point Goals: 5-17, 294 (Stohl 2-4, Niedermeyer 1-1, Ito 1-5, Raivio 1-6, Smeulders 0-1). Team Rebounds: 2. Blocked Shots: 1 (Sikma). Turnovers: 17 (Sikma 4, Raivio 3, Ito 3, Knutson 2, Watson 2, Smeulders 2, Thompson). Steals: 7 (Raivio 2, Niedermeyer, Knutson, Smeulders, Watson, Ito). Technical Fouls: None.

San Diego	36	28	-	64
Portland	28	33	-	61

A-1,567. Officials-Michael Eggers, Brian Rood, Tom Spitznagel.



MEN'S COLLEGE BASKETBALL

# Grier's old team too much for new one



GONZAGA 80,  
TOREROS 70

By John Blanchette

SPECIAL TO THE UNION-TRIBUNE

SPOKANE, Wash. — Bill Grier admitted to a feeling of dread on his first return to the place where he spent 16 years as an assistant coach, and it took barely more than five minutes yesterday afternoon to

understand why.

By that time, his USD Toreros trailed Gonzaga 15-0, "and honestly," said Grier, "I wasn't sure we'd score."

It got worse and then it got better, the Toreros making a surge in the last eight minutes behind the 26 points of Brandon Johnson before absorbing their first West Coast Conference basketball loss — an 80-70 defeat in front of Gonzaga's 46th consecutive sellout of

6,000 at the McCarthy Athletic Center.

After first hoping the day would never come, Grier was left wishing for a few extra minutes. USD whittled a 22-point deficit down to seven with a minute to go — then had three possessions with a chance to get even closer come up empty.

"It's a credit to our kids in not quitting and having some fight in them," he said, "but it's disappointing we played so tentative and

scared at the first part of the game. That's happened to us a few times on the road, and we still haven't learned that you can't come out and dig a hole and expect that you're going to be able to dig yourselves all the way back out because you expend so much energy."

Much of Grier's emotional energy last week was expended in anticipation of his return. Hired by the

Toreros to replace Brad Holland last March, Grier had been an assistant to three different head coaches at Gonzaga, including current coach Mark Few.

The experience "was a like a root canal, quite honestly," he said.

"Mark and I have talked about this a bunch, and I've been kind of dreading this day because I knew it would be emotional. I care about those kids on the other team and the staff and people around here. But once the game started going, it was like any other game. And as everybody in the league knows, it's a very difficult place to win," Grier added.

The Toreros (8-11 overall, 1-1 WCC) made it tougher on themselves.

They turned it over six of their first nine possessions, giving up two transition baskets and three three-pointers, the

last by leading scorer Matt Bouldin to make it 15-0 with just 5:36 expired. When Johnson used up one entire possession dribbling high above the key before launching a wild 25-footer, Grier slammed his palms to the floor in exasperation.

"We were second-guessing our shots," Johnson said. "They were really just making us do what they wanted us to do. Instead of us being aggressive and going at them, we'd just kind of back off. They made their little run and when they make runs, it's an impact on the game."

The Toreros got untracked with De'Jon Jackson and Rob Jones combining for seven straight points. But the Zags (14-4, 3-0) made 13 of their first 20 shots and always held a comfortable lead that settled at 46-29 at halftime.

It wasn't until Johnson nailed back-to-back three-point shots, the last with 6:05 to play, that things got at all interesting. That trimmed USD's deficit under 10 points for the first time in the second half, and it was 76-69 when Gonzaga's Micah Downs missed a 1-and-1 with 53.3 seconds left.

But Johnson stepped out of bounds on a baseline drive, GU's David Pendergraft blocked Gyno Pomare's layup and Johnson missed a three that the Zags' Josh Heytvelt rebounded with 19.3 left. Heytvelt was fouled and made both free throws, but also committed an intentional elbowing foul on Chris Lewis after the whistle. Lewis made only one of the free throws and a Pendergraft steal ended the drama.



## ► TOREROS

CONTINUED FROM PAGE C1

Zags' 15-0 start  
dagger to heart  
of Grier return

Jackson had 15 points, but Pomare was held to six points under his 14.7 average as the Toreros shot 43 percent. Five Bulldogs reached double figures on 56 percent shooting, led by Bouldin with 16.

### Other WCC games

• Dior Lowhorn had 19 points and seven rebounds and Eddie Sutton got his 799th career victory in **San Francisco's** 60-59 win at **Portland**.

• Brody Angleley scored 20 points as **Santa Clara** routed **Loyola Marymount** 58-33 at Santa Clara.

• Diamon Simpson had 17 points and 14 rebounds to lead **Saint Mary's** to a 79-74 victory over **Pepperdine**, which was playing its first game under interim head coach Eric Bridgeland.

### SUMMARY

#### Gonzaga 80, USD 70

USD	Min	FG-A	FT-A	R	A	PF	Pts
Pomare	31	3-8	2-3	5-11	1	3	8
Jones	19	2-5	1-2	0-3	2	4	5
B.Johnson	40	10-19	2-5	1-1	2	2	26
Lewis	25	2-7	3-4	3-5	0	4	8
Jackson	32	5-10	2-2	1-6	4	2	15
Fleming	0	0-0	0-0	0-0	0	0	0
Ginty	19	1-2	0-0	0-2	2	2	3
T.Johnson	20	2-6	0-0	0-2	1	2	4
Houston	5	0-1	0-0	0-0	0	1	0
Lozeau	9	0-0	1-2	1-1	0	0	1
Totals	200	25-58	11-18	11-33	12	20	70

Percentages: FG .431, FT .611. 3-Point Goals: 9-20, .450 (B.Johnson 4-10, Jackson 3-3, Ginty 1-2, Lewis 1-4, T.Johnson 0-1). Team Rebounds: 2. Blocked Shots: 4 (Jones 2, Pomare, T.Johnson). Turnovers: 18 (B.Johnson 5, Lewis 4, Jackson 3, Ginty 2, Jones 2, Lozeau, Fleming). Steals: 12 (B.Johnson 7, Lozeau, Ginty, Jones, Lewis, Jackson). Technical Fouls: None.

GONZAGA	Min	FG-A	FT-A	R	A	PF	Pts
Pendergraft	31	3-6	0-1	2-9	2	2	8
Heytvelt	29	5-10	5-6	1-5	1	2	15
Pargo	36	4-8	1-2	1-5	8	2	10
Bouldin	37	4-7	6-8	0-3	2	3	16
Gray	20	4-8	0-0	1-3	2	2	10
Daye	9	2-3	0-0	0-0	0	2	4
Downs	23	5-5	1-3	1-3	0	2	12
Kuso	11	2-4	1-1	0-1	0	2	5
Brown	4	0-1	0-0	0-1	1	0	0
Totals	200	29-52	14-21	8-34	16	17	80

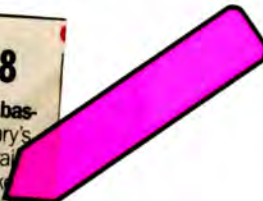
Percentages: FG .558, FT .667. 3-Point Goals: 8-15, .533 (Pendergraft 2-3, Gray 2-4, Bouldin 2-5, Downs 1-1, Pargo 1-2). Team Rebounds: 4. Blocked Shots: 7 (Pendergraft 2, Gray, Downs, Kuso, Heytvelt, Pargo). Turnovers: 18 (Bouldin 7, Pargo 4, Gray 3, Pendergraft 2, Downs, Heytvelt). Steals: 13 (Gray 4, Pendergraft 4, Pargo 2, Downs 2, Bouldin). Technical Fouls: None.

San Diego	29	41	-	70
Gonzaga	46	34	-	80

**SAN DIEGO CLIPPING**  
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JAN 20 2008

**JAN. 28**  
**Men's college basketball:** St. Mary's  
visits Jenny Craig  
Pavilion to take  
on the Toreros,  
[usdtoreros.com](http://usdtoreros.com).





**SAN DIEGO CLIPPING**  
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**Escondido**

**JAN 19 2008**



**Toreros**  
**Report**

**Today:** at Gonzaga

**Tipoff:** 1:05 p.m. at McCarthy Athletic Center, Spokane, Wash.

**Records:** USD 8-10, 1-0 West Coast Conference; Gonzaga 13-4

**Radio:** 1090 AM, 105.7 FM

**At a glance:** First-year University of San Diego coach **Bill Grier**, an assistant for 16 years at Gonzaga, gets to experience what it's like to be the underdog in a USD-Gonzaga matchup. Grier's days with the Zags covered a period that includes not only the Bulldogs' dominance of the West Coast Conference — they've won seven straight regular-season conference titles — but also the school's rise to national prominence. ... USD is led by junior PG **Brandon Johnson** (16.8 points per game) and junior F/C **Gyno Pomare** (14.7 ppg). Pomare has five double-doubles this season, including 13 points and 12 rebounds against Kentucky in the Toreros' upset victory at Rupp Arena. ... Coach **Mark Few**'s Bulldogs aren't nationally ranked for tonight's meeting, but Gonzaga is once again the preseason favorite in the WCC. Four Bulldogs are averaging in double figures, led by sophomore G **Matt Bouldin** (14.9 ppg).

— Tom Shanahan

JAN 19 2008

## GRIER GOING BACK WHERE HE STARTED

By Hank Weseloh  
STAFF WRITER

Bill Grier admits to having mixed emotions about taking his USD basketball team to Spokane, Wash., for this afternoon's game at Gonzaga.

But the good portion of the mix far outweighs the bad.

"It's going to be weird going back there," Grier said this week of what amounts to a homecoming for him. "I spent 16 years helping to build (the Gonzaga program) up, and now I'm one of seven (West Coast

USD (8-10, 1-0 WCC) at  
Gonzaga (13-4, 2-0)

Where: McCarthy Center,  
Spokane, Wash.

When: Today, 1 p.m.

On air: No TV / 1090-AM, 105.7-FM

Conference coaches) trying to go in there and beat them.

"There are a lot of good people around that program who took me in and made me feel like it was my home. And there

SEE USD, D4

### Grier's job now is to emulate Zags' success

are a lot of people like that here (San Diego), and that's why I feel so good about being here now."

It's the first of what will be at least twice-a-season occasions when Grier, the Toreros' first-year coach, will be tasked to match coaching moves with Gonzaga counterpart Mark Few, the man Grier served as top assistant for the past eight years.

Many college coaches find themselves going head-to-head with good friends. But few of them can claim relationships as strong as the one between Grier and Few.

"I'm very close with Mark's whole family," Grier said. "His mom and dad, his sisters and brother. They kind of became a second family to me, and his parents mean the world to me."

Few's father, a Presbyterian minister, performed the ceremonies at the weddings for his son, Grier and Dan Monson, the Zags' head coach under whom both Few and Grier served as assistants. On each occasion, the Rev. Few could easily look past the groom and find the other two coaches as part of the wedding party.

Grier and Few knew of each other as high school contemporaries growing up in Silverton and Creswell, Ore., respectively. They first met as students at the University of Oregon and roomed together for a while on the campus at Eugene.

They both found high school coaching jobs after graduation with Few, 10 months older and a year ahead in school, becoming a graduate assistant at Gonzaga in 1990 and Grier following two years later.

In the mid-'90s, Monson, Few and Grier, all assistants to Dan Fitzgerald, were living together in a house Monson owned on the north side of Spokane.

By then Few had full-time status and made the rent payment to Monson without strain. Grier, a restricted-earnings graduate assistant, wasn't making much money, so Monson kept his rent low and accepted nonmonetary contributions from Grier — such as cooking,

cleaning up around the place and doing other chores.

"Billy was like the Felix Unger (the fastidious one of 'The Odd Couple') of the house," said Monson, now the head coach at Long Beach State.

The three future Division I coaches talked about a lot of things but not about their own aspirations regarding what they would each eventually achieve.

"When Dan, Mark and I were living together, it was more 'What would we do if we were running the team?'" Grier said. "How would it differ from what Coach Fitzgerald was doing? Certainly there was a lot of



## COLLEGE BASKETBALL

Local Div. I games today

### Wyoming at SDSU men

**Site/time:** Cox Arena / 8 p.m.

**TV/radio:** CSTV / 600-AM

**Records:** Wyoming 6-9, 0-3 MWC; SDSU 13-4, 3-0

**Outlook:** SDSU, which is 3-0 in conference play for the first time since 1984-85, was swept by Wyoming last season. Under first-year coach Heath Schroyer, the Cowboys are 3-7 in their past 10 games and have lost three straight.

### USD men at Gonzaga

**Site/Time:** McCarthy Center, Spokane, Wash. / 1 p.m.

**TV/Radio:** None / 1090-AM, 105.7-FM

**Records:** USD 8-10, 1-0 WCC; Gonzaga 13-4, 2-0

**Outlook:** Gonzaga is 45-2 in three-plus years at McCarthy Center ("New Kennel") and 11-0 anywhere against USD since 2003.

### SDSU women at No. 20 Wyoming

**Site/time:** Arena-Auditorium, Laramie / 1 p.m.

**Webcast:** [www.goaztecs.com](http://www.goaztecs.com)

**Records:** SDSU 9-6, 0-3 MWC; Wyoming 15-1, 3-0

**Outlook:** The Aztecs, already struggling through league play, face the toughest team in the Mountain West.

### Portland at USD women

**Site/time:** Jenny Craig Pavilion / 2 p.m.

**Webcast:** [www.usdtoreros.com](http://www.usdtoreros.com)

**Records:** Portland 11-7, 1-2 WCC; USD 9-7, 0-2

**Outlook:** The Toreros cannot overlook a Pilots team that is playing far better than WCC coaches predicted.

shop talk. But we didn't talk about becoming head coaches ourselves.

"It was unique, it was fun and I learned a lot from both of those guys. They're different in their approaches, but they're both very good basketball coaches and very good motivators."

Monson took over for Fitzgerald as Gonzaga's head coach in 1997 and, with Few and Grier as top assistants, compiled a 52-17 record while taking the Zags to the Elite Eight of the NCAA Tournament in 1999. The success got Monson hired by Minnesota in 1999.

There was little question that Few — who could not be reached for this story — would succeed Monson.

"The question was, would I go with Dan or would I stay with Mark, the most difficult decision I'd ever faced to that point in my life," Grier said. "I was really torn because both of those guys had done so much for me, personally and professionally. But I really felt we had the makings of something special there in Spokane and I opted to stay."

Few and Grier kept the flame burning brightly, ushering Gonzaga through eight straight WCC titles and NCAA Tournament berths, with the Zags advancing past the NCAA first round six times and making the Sweet 16 on three occasions.

Grier had it in writing that he would be the choice if Few were wooed away by another school. But after eight years and concluding that Few wasn't going to leave Spokane soon, if ever, Grier accepted the USD job last March after the firing of Brad Holland.

"I feel it was the right decision for me professionally," Grier said. "And my wife and daughter are very happy to be living down here."

Few and Grier have talked weekly in the months since Grier became USD's 11th head coach. He also has kept in frequent contact with the members of Few's staff.

Zags assistant Leon Rice goes back to the University of Oregon days as a cohort of Few and Grier. Ray Giacoletti, who replaced Grier at Gonzaga, and his wife are the godparents of Bill and Nicole Grier's daughter, Giselle.

Now it's Grier's job to ruin their day twice a year. Starting today.



JAN 11 2008

WCC MEN'S BASKETBALL PREVIEW

# USD's Grier on other side of court

Can his inside knowledge of Gonzaga help solve Zags?

By Hank Wesch, STAFF WRITER

For the past 16 years, Bill Grier was an assistant coach and major contributor to the Gonzaga men's basketball program as it became dominant in the West Coast Conference and prominent nationally. A Zags insider, if you will.

Now the first-year USD head coach is one of seven league outsiders on the eve of the opening of WCC play with the unenviable task of trying to find a way to dislodge Gonzaga from a top spot it has occupied solely or shared (once) at the end of nine of the past 10 regular seasons.

"I know that's what everybody in the conference is chasing," Grier said. "And I know it's going to be difficult for all the teams, not just us. When you get a program to that (Gonzaga's) level, winning is infectious. The expectation is to win every time you play."

The Zags completed an 11-4 preconference season with a 75-67 victory over Georgia six days



USD coach Bill Grier has the unenviable task of trying to unseat Gonzaga as the WCC team to beat. *Jim Baird / Union-Tribune*

SEE WCC, D3



Jan. 11, 2008

## ► WCC

CONTINUED FROM PAGE D1

# Saint Mary's can challenge power Gonzaga

ago. Two of the four losses came to nationally ranked teams — No. 6 Washington State on Dec. 5 and No. 11 Tennessee on Dec. 29. They have the league's most versatile talent in sophomore guard Matt Bouldin and one of the top freshmen in 6-foot-10 Austin Daye — whom Grier was instrumental in recruiting.

They have 6-11 Josh Heytvelt, back from last season's legal problems and who returned this season for the Georgia game after missing most of the first 14 with an ankle injury.

And the Zags have competition from Saint Mary's. The Gaels are 13-2 and have a No. 3 national RPI. Freshman guard Patrick Mills leads Saint Mary's in scoring and is No. 5 in the league at 15.9 points per game and is averaging nearly four assists.

"Saint Mary's is very good," Grier said. "(Head coach) Randy Bennett has good depth and a very good point guard (Mills). They're going to make it very difficult for Gonzaga to run the table.

"After Gonzaga and Saint Mary's, we're all fighting for the next spots. Each team has shown some promise, but every one has also had some real disappointments."

Among the coaching ranks, there's been transition with five new faces the past two years and three since Gonzaga defeated Saint Mary's for the

## WCC MEN'S BASKETBALL

West Coast Conference teams, in predicted order of finish by staff writer Hank Wesch:

- 1. Gonzaga (11-4)** Statistically second to Saint Mary's in some ways but remaining the dominant program and defying anyone to prove otherwise.
- 2. Saint Mary's (13-2)** Close to Gonzaga in talent and joining the Zags in looking head-and-shoulders above the other six teams.
- 3. USD (7-10)** New coach. Tough schedule. Big win at Kentucky. Good prep for league play, and will have home-court advantage in WCC tourney.
- 4. Santa Clara (8-7)** League's best pure post in John Bryant and three high-percentage perimeter shooters.
- 5. San Francisco (4-11)** League's leading scorer in Dior Lowhorn (20.9 ppg) and Eddie Sutton factor should kick in sooner or later.
- 6. Pepperdine (6-10)** Tyrone Shelley (Crawford High) and frosh-loaded Waves will continue to experience growing pains but score a lot.
- 7. Portland (5-10)** Road losses to Yale and Army last week didn't build confidence for WCC play.
- 8. Loyola Marymount (3-13)** Last, or next to last, in 10 of 19 categories on league stat sheet.

WCC Tournament championship last March. Grier replaced Brad Holland. Kerry Keating succeeded Dick Davey at Santa Clara.

Those moves were generally ascribed as the latest wave of "Gonzaga Envy," which had evidenced itself in other firings at league schools during the Zags' reign.

Then, on Dec. 26, came a stunner when Arkansas-Kentucky-Oklahoma State legend Eddie Sutton, two wins shy of 800 for his career, took over for Jessie Evans at San Francisco when Evans took a leave of absence for personal reasons.

Sutton makes his WCC debut tomorrow night, bringing the Dons to the Jenny Craig Pavilion to face USD.

"I have tremendous respect for Coach Sutton," Grier said. "I know him a little and I know his son Sean really well. But I have to say this sets a bad precedent for college basketball to change coaches in midseason like that. It's kind of what you see in the

NBA and this isn't the NBA. Whether you're a Jessie Evans fan or not, I thought it was handled very poorly. But he (Sutton) will help those kids because he's a really, really good coach."

USD's objective will be to place as high as possible during the regular season and earn as high a seeding as possible for the WCC Tournament, which the Toreros will host March 7-10.

USD finished the preseason with one of the biggest victories in school history, on Dec. 29 at Kentucky, followed by disappointing losses at Marshall on New Year's Eve and to Cal State Bakersfield on Wednesday at the JCP.

"Kentucky showed we can beat anybody in our conference if we have the right approach," Grier said. "Marshall (and Bakersfield) showed we can lose to anybody if we don't."

**Hank Wesch:** (619) 293-1853;  
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JAN 10 2008

# Shooting for improv

■ USD guard  
Johnson continuing  
to develop his  
all-around game

TOM SHANAHAN  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — University of San Diego guard Brandon Johnson returned for his junior season this year ranked as one of the six best players in the West Coast Conference in a preseason coaches' poll.

Judging by the way he's improved his all-around game in the nonconference portion of the Toreros' schedule, he might end up the WCC's most improved player.

Can a preseason all-conference player double as most improved?

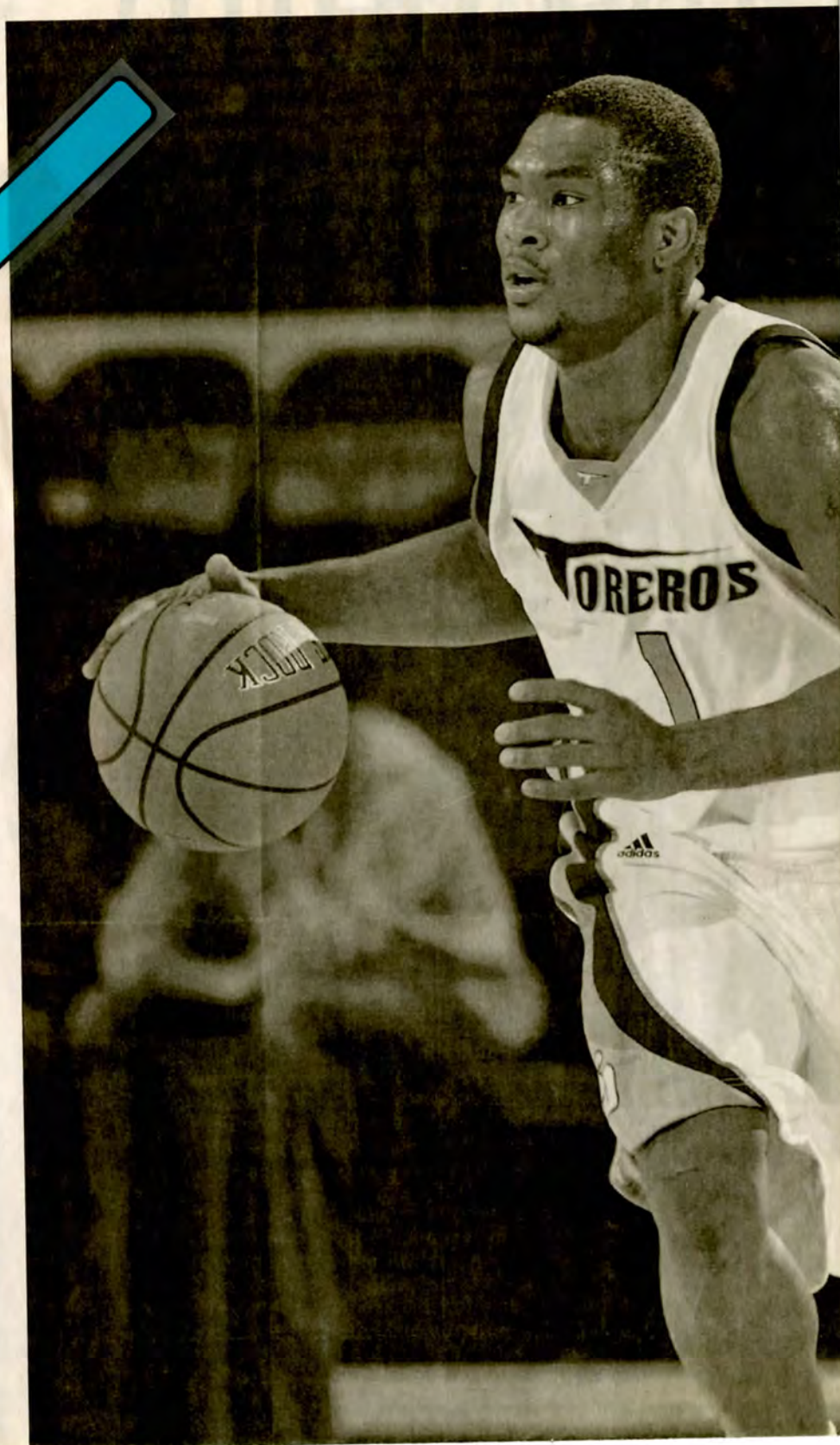
"I'd take that as a compliment," Johnson said. "Coach (Bill Grier) got me in the gym this summer working on my jumper. What hurt me last year is a lot of players backed off on me because my ability to get to the goal is one of my strengths. I've focused on trying to knock down the jumpers more often."

The Toreros, who open WCC play at 6 p.m. Saturday against San Francisco at Jenny Craig Pavilion, wouldn't have beaten Kentucky at Rupp Arena, as they did on Dec. 29, without the new-and-improved version of Johnson.

He scored 27 points, hitting 7-of-15 shots, including 3-of-5 from 3-point range, and making 10-of-12 free throws, including down the stretch when Kentucky was forced to foul.

"I think he's still got room to grow," said Grier, USD's first-year coach.

"He's got to improve his decision-making and he's been working on his mid-range game. Once he gets to the point that he can pull up





**SAN DIEGO CLIPPING**  
**Los Angeles Times**

JAN - 2 2008

## The Times' rankings

ROBYN NORWOOD'S RANKINGS AND COMMENTS:

Rk.	Team (Rec.)	Comment (last week's rank)
<b>1</b>	N. CAROLINA (13-0)	Tar Heels' average margin of victory is 23.2 points. (1)
<b>2</b>	MEMPHIS (11-0)	Solid win over Arizona, even though the Wildcats were without Jerryd Bayless. (2)
<b>3</b>	KANSAS (13-0)	Jayhawks shoot 52.4% from the field. (3)
<b>4</b>	WASH. ST. (12-0)	Cougars have never finished higher than second in the Pac-10. (5)
<b>5</b>	UCLA (12-1)	Remember, Stanford upset then-No. 3 Bruins in Maples last season. (6)
<b>6</b>	MICHIGAN ST. (12-1)	Spartans shoot 50% from the field and hold opponents to 39%. (7)
<b>7</b>	DUKE (10-1)	Blue Devils play Cornell on Sunday after 16 days without a game. (9)
<b>8</b>	GEORGETOWN (10-1)	Jonathan Wallace has more three-pointers than any Hoya in history. (10)
<b>9</b>	TEXAS A&M (13-1)	Let's hope Mark Turgeon sent Billy Gillispie a nice Christmas card. (11)
<b>10</b>	TENNESSEE (12-1)	Volunteers' pressing defense was too much for Gonzaga. (14)
<b>11</b>	MARQUETTE (10-1)	Golden Eagles' best result is a four-point loss to Duke. (12)
<b>12</b>	INDIANA (11-1)	Is this a mini-slump for shooter Eric Gordon? (13)
<b>13</b>	TEXAS (11-2)	Freshman Gary Johnson has been cleared for debut despite heart condition. (8)
<b>14</b>	PITTSBURGH (11-1)	Levance Fields' broken foot, Mike Cook's knee injury cost them two starters. (4)
<b>15</b>	BUTLER (12-1)	Bulldogs are the latest to show Southern Illinois isn't what we thought. (15)
<b>16</b>	VILLANOVA (10-1)	The kings of the Big Five won another against La Salle. (17)
<b>17</b>	ARIZONA (9-3)	Leading scorer Jerryd Bayless sat out Memphis game with knee sprain (16)
<b>18</b>	DAYTON (11-1)	With 31 points against Pitt, Brian Roberts could play in the Big East. (Unranked)
<b>19</b>	VANDERBILT (13-0)	Coach Kevin Stallings called own team "most overrated team in America." (18)
<b>20</b>	MISSISSIPPI (12-0)	Any team still undefeated in January is in our top 25. (20)
<b>21</b>	CLEMSON (12-1)	Tigers, 19-118 against North Carolina, face No. 1 Tar Heels on Sunday. (21)
<b>22</b>	USC (9-3)	Best guess: Not Pac-10 champ, but maybe Pac-10 tournament champ. (22)
<b>23</b>	STANFORD (11-1)	Brook and Robin Lopez want to welcome Kevin Love to Pac-10 on Thursday. (23)
<b>24</b>	WISCONSIN (10-2)	Badgers' victory over Texas was impressive. (Unranked)
<b>25</b>	SAN DIEGO (7-9)	Honorary ranking goes to any West Coast team that wins at Rupp Arena. (Unranked)



JAN - 1 2008

# We are Marshall, we are not Kentucky

## Toreros experience big letdown two days after their historic win



**MARSHALL 76,  
TOREROS 60**

By Brian Dalek

SPECIAL TO THE UNION-TRIBUNE

HUMPHREY, W.Va. — What a difference 48 hours can make.

Coming off its biggest victory in school history Saturday with an 81-71 win over Kentucky at Rupp Arena, USD never held a lead against Marshall University in a lopsided 76-60 loss yesterday.

The bad thing was that first-year USD coach Bill Grier basically saw it coming.

"Coming off the win we had, this was something I was really nervous about," Grier said. "I think it's human nature. You win what players perceive to be a big game, and it certainly was, but they all count the same."

"I just didn't think our approach was very good coming out of the locker room."

Grier said he thought his team didn't come anywhere near the level of intensity it had against Kentucky, and Marshall did the little things, such as hustling for rebounds and loose balls — the same things USD (7-9) did so well against UK.

SEE USD, C5

## ► USD

CONTINUED FROM PAGE C1

## Toreros lack intensity in Marshall loss

"It has nothing to do with physical ability. It's a completely mental approach to how you play," Grier said.

The Toreros weren't the only team to do a 180. Marshall was coming off a stinging 72-62 loss to Lipscomb on Saturday, having one of its worst performances of the season the same day USD had one of its best.

While Marshall (7-4) could not stop Brandon Johnson from going for his second straight 27-point game, including 5-for-8 shooting from beyond the three-point arc, the Thundering Herd kept every other USD player in single digits with a smothering defense that forced 16 turnovers.

Devin Ginty, the walk-on freshman whose career-high 18 points helped in the upset over Kentucky, was held to just five points as he was forced to create his own shots.

"Kentucky played pretty good defense, but a lot of those were scramble situations where Johnson was trapped and he threw back to Ginty who was wide open for three-point shots," Marshall coach Donnie Jones said. "We tried to play Finty straight up and make him score over the top."

Marshall freshman Tirrell Baines went at USD all game, scoring a career-high 19 points and grabbing six rebounds. The Thundering Herd's other freshman, Matt Walls, was 5-for-6 for 12 points. Senior Mark Dorris added 10 points.

Baines scored in the paint for Marshall 15 seconds after the opening tip. From there, second opportunities and an aggressive defense expanded the USD deficit.

Eight of Marshall's first 10 points came from second-chance points. Following an early 10-6 Marshall advan-

## USD SUMMARY

### Marshall 76, USD 60

USD	Min	FG-A	FT-A	R	A	F Pts
Pomare	16	2-3	5-5	0-1	0	3 9
Jones	22	0-3	1-2	1-4	0	3 1
B.Johnson	33	8-15	6-8	2-4	2	1 27
Ginty	19	2-5	0-0	0-0	2	2 5
Jackson	29	1-2	0-0	0-1	2	4 2
T.Johnson	20	1-3	0-0	0-0	3	0 2
Lewis	19	1-2	0-0	0-4	0	1 2
Brown	17	3-4	1-3	2-3	0	1 8
Miller	2	1-1	0-0	0-0	0	0 2
Houston	14	0-3	1-2	1-3	0	3 1
Lozeau	9	0-1	1-2	0-0	1	0 1
<b>Totals</b>	<b>200</b>	<b>19-42</b>	<b>15-24</b>	<b>7-22</b>	<b>10</b>	<b>18 60</b>

Percentages: FG .452, FT .625, 3-Point Goals: 7-17, .412 (B.Johnson 5-8, Brown 1-2, Ginty 1-4, Houston 0-1, Jones 0-1, Lewis 0-1). Team Rebounds: 2. Blocked Shots: 2 (Jones, Brown). Turnovers: 16 (Jones 3, T.Johnson 3, B.Johnson 2, Jackson 2, Ginty 2, Houston, Brown, Lewis). Steals: 3 (Lewis, Lozeau, Jackson). Technical Fouls: None.

MARSHALL	Min	FG-A	FT-A	R	A	F Pts
Humphrey	24	3-6	2-3	1-6	0	3 9
Baines	27	6-8	7-9	3-6	0	2 19
Altidor-Cespedes	29	2-7	0-0	-1-2	4	3 5
Marshall	21	2-4	0-0	2-4	2	4 4
Dorris	25	3-13	2-2	1-2	1	0 10
Mertlie	20	2-3	0-1	1-4	4	1 5
Walls	23	5-6	0-0	1-2	2	1 12
Jackson	10	1-1	4-4	1-1	0	3 6
Bro-Grebe	2	0-0	0-0	0-2	0	0 0
Williams	4	0-1	0-0	0-0	1	1 0
Wilkerson	15	3-5	0-0	1-3	0	3 6
<b>Totals</b>	<b>200</b>	<b>27-54</b>	<b>15-19</b>	<b>14-34</b>	<b>14</b>	<b>21 76</b>

Percentages: FG .500, FT .789, 3-Point Goals: 7-19, .368 (Walls 2-3, Dorris 2-6, Mertlie 1-1, Humphrey 1-2, Altidor-Cespedes 1-4, Marshall 0-1, Wilkerson 0-1, Williams 0-1). Team Rebounds: 2. Blocked Shots: 3 (Wilkerson 2, Bro-Grebe). Turnovers: 10 (Altidor-Cespedes 3, Humphrey 3, Mertlie 2, Wilkerson, Baines). Steals: 8 (Marshall 2, Williams, Walls, Dorris, Wilkerson, Altidor-Cespedes, Humphrey). Technical Fouls: None.

USD (7-9)	24	36	60
Marshall (7-4)	43	33	76

A-1,183. Officials-Mark Whitehead, Duke Edsall, Patrick Adams.

tage, three straight turnovers, two from Ginty, led to a 10-0 Marshall scoring run. With the Toreros turning the ball over 10 times in the first half, the Thundering Herd increased its lead to 43-24 at the break.

It didn't help that forward Gyno Pomare, who finished with nine points and only one rebound, played six minutes in the opening half because of three personal fouls.

Johnson had a second-half surge as he did against Kentucky two days earlier. It wasn't enough, however, as Marshall was able to quell any San Diego runs, and the Toreros could not get any closer than 16 points during the final 20 minutes.

"If you trade baskets with them it's never going to happen," Grier said. "That's a credit to them. They answered every time we made a shot or made a little mini-run."

USD struggled on the glass as Marshall outrebounded the Toreros 34-22. Marshall shot 50 percent from the floor; USD hit 45 percent on 19-of-42 shooting.



**SAN DIEGO CLIPPING**  
**SD Union Tribune**

**JAN 25 2008**

**USD women lose**

Chandice Cronk hit two free throws with one second remaining to lead Santa Clara to a 66-64 win over visiting USD. Cronk was sent to the line after the Toreros were assessed a technical foul when USD (9-9, 0-4 WCC) called a timeout although it didn't have any remaining. Amber Sprague led USD with 18 points.

**SAN DIEGO CLIPPING**  
**SD Union Tribune**

JAN 24 2008

**COLLEGE BASKETBALL**

Local Div. game today:

**USD women at Santa Clara**

**Time/site:** 7 p.m. / Leavey Center

**Records:** USD 9-8, 0-3 WCC;  
Santa Clara 13-4, 2-1

**Overview:** The Toreros, the  
preseason pick to win the WCC,  
still are looking for their first  
conference win.



JAN 20 2008

# Fast start lifts Gonzaga to victory over Toreros

ASSOCIATED PRESS

SPOKANE, Wash. — Matt Bouldin led five players in double figures with 16 points, and Gonzaga used a fast start to beat the University of San Diego 80-70 on Saturday.

Josh Heytvelt added 15 points and Micah Downs scored 12 for the Bulldogs (14-4, 3-0 West Coast Conference), who started the game on a 15-0 run and never trailed, winning their fourth straight.

Brandon Johnson had 26 points and seven steals for the Toreros (8-11, 1-1).

After trailing by as many as 22, USD pulled within 72-64 with 6 minutes, 2 seconds left behind eight straight points from Johnson.

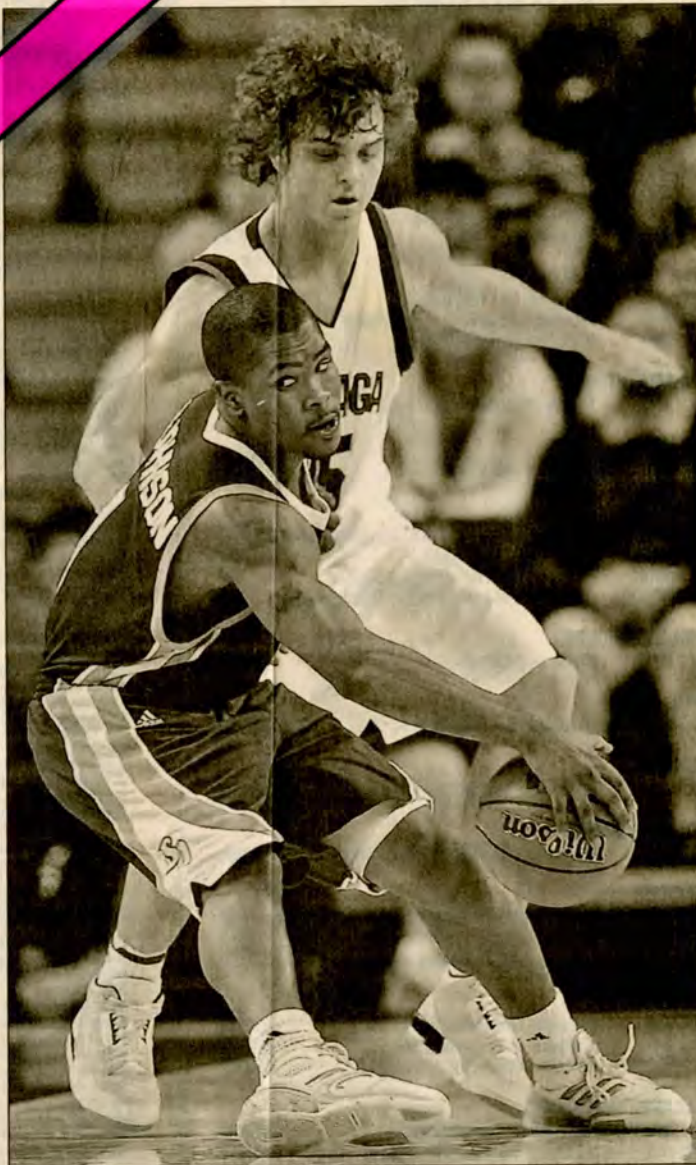
The Toreros then got within 76-69 with 1:06 left on a free throw by Chris Lewis, but Bouldin and Heytvelt each hit a pair of foul shots in the final 19 seconds to seal it for Gonzaga.

Steven Gray and Jeremy Pargo both added 10 points for the Bulldogs.

After Gray's eight points staked the Zags to a 15-0 lead in the first six minutes, it looked to be a rough return for USD head coach Bill Grier, a longtime Gonzaga assistant.

Grier spent 16 seasons as an assistant at Gonzaga, but could only watch as the Bulldogs forced five USD turnovers and the Toreros missed their first six shots before De'Jon Jackson's inside hoop finally got USD on the board.

Downs scored Gonzaga's next 10 points, capped by a 3-pointer with 8:12 left that pushed the Bulldogs' lead to 27-13. USD got as close as 39-



INGRID BARRENTINE / ASSOCIATED PRESS

USD's Brandon Johnson tries to find a way around Matt Bouldin of Gonzaga during the second half of the Toreros' 80-70 loss.

29 on Lewis' bucket with 3:23 left before Gonzaga closed the half with seven straight points, including six by Bouldin, to push the lead to 46-29 at the break.

Gonzaga has won 21 of its

previous 22 games against the Toreros.

Pargo had eight assists for Gonzaga. Jackson finished with 15 points and Gyno Pomare (El Camino High) had 11 rebounds for USD.

**SAN DIEGO CLIPPING**  
**SD Union Tribune**

**JAN 29 2008**

• Five **USD** players scored in double figures, but WCC foe **Portland** squeaked by the host Toreros 76-75 in overtime. Amber Sprague had 20 points. Amanda Rego (17), Kiva Herman (12), Morgan Henderson (11) and Sam Child (10) also scored in double figures for the Toreros (9-8, 0-3).



COLLEGE BASKETBALL

# Toreros rally but can't finish comeback vs. Zags

By Nicole Vargas  
STAFF WRITER

The USD women's basketball team may have entered West Coast Conference play as the favorite to win the league.

But Gonzaga, winner of the past four WCC regular-season titles, isn't willing to give up the top spot in the conference without a

fight.

Despite a late run by the Toreros, the first-place Bulldogs held on for an 83-76 victory over USD at Jenny Craig Pavilion before 732 last night.

"We would get the shot clock down to just a few seconds, and they'd make a three or get off an open shot," Toreros forward Kiva Herman said. "That was frustrating."

Herman paced USD (9-7, 0-2), hitting 10-of-15 from the field and 8-of-9 free throws for a career-high 28 points. Freshman Sam Child added 14, including four three-pointers, while senior Amanda Rego added 12.

But without another Toreros player scoring in double figures, USD found cutting a second-half lead as large as 24 to be too great a challenge against

Gonzaga's deep bench.

"We'd have lapses, four- to five-minute lapses, where our defense isn't where it needs to be," said Toreros coach Cindy Fisher, adding her team faced the same challenges in its conference-opening loss at San Francisco last Saturday.

"(But) they fought. They fought hard. They fought to the very end."

With the Toreros down by 20, Herman credited sophomore Morgan Henderson with sparking USD midway through the second half. The 6-foot-1 forward was on the floor only seconds before she put in a three-pointer from the top of the arc.

Henderson followed by drawing a charge at midcourt on the transition, sending the Toreros bench into a frenzy.

USD later pulled as close as 80-76 with six seconds remaining thanks to two layups by Rego, who finished with a team-high 10 assists.

But Gonzaga (12-6, 3-0), which made a season-high 56.3 percent of its three-pointers, put in the free throws it needed down the stretch to hold onto the victory and remain undefeated in conference.

Nicole Vargas: (619) 293-1390;  
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1 of 20 DOCUMENTS

Inside Bay Area (California)

January 17, 2008 Thursday

## Scholarship doesn't stall Woodrow's senior effort

**BYLINE:** By Steve R. Waterhouse, STAFF WRITER**SECTION:** ARGUS**LENGTH:** 334 words

FREMONT -- It would be easy for players who have already signed a college letter-of-intent to relax and cruise through their senior year.

That's not the kind of attitude Morgan Woodrow takes.

A forward at Washington High, Woodrow signed with the University of San Diego a few months ago, prior to the start of the girls basketball season.

"Having committed to San Diego made me realize that I need to step up as a player," Woodrow said. "I have to give 100 percent all the time. In no way have I slacked off. If anything, I'm giving more to my team."

She's a coaches dream. That attitude, coupled with the ability to play basketball at a high level, has made Woodrow one of the East Bay's top girls basketball players.

Woodrow proved her worth last week as she scored a team-high 17 points in Washington's 50-48 Mission Valley Athletic League win over rival American. She followed that up with a 20-point effort in a 63-32 win over Irvington.

But don't be fooled. This Washington team isn't all about Woodrow. She remembers being a freshman on the varsity team and learning from the veterans. She knows that one player doesn't make a team. And now she's trying to pass along her knowledge.

"I have to help them (younger players) and be a role model," Woodrow said. "We are team-oriented. Our seniors lead together. We never really focus on one person. We're not looking for one person to score."

That hard work breeds chemistry and that good chemistry breeds winning -- something Washington has done a lot this season.

The Huskies are 13-2, 6-0 in the MVAL. They are ranked No.9 in the East Bay Poll with losses to No.1 Deer Valley and Mater Dei-Santa Ana, one of the top teams in the state.

"We are the most incredible group of girls," Woodrow said. "We are a family to the most. We could be away from each other for along time, come back, and everything will just click. We love to work hard, and we're a game-time team for sure."

Washington wants an MVAL title and to go deep in the North Coast Section playoffs.

**LOAD-DATE:** January 17, 2008**LANGUAGE:** ENGLISH**PUBLICATION-TYPE:** Newspaper



JAN 13 2008

# Toreros add to woes of Sutton, San Francisco

TOM SHANAHAN  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — That was Eddie Sutton coaching the University of San Francisco men's basketball team, although judging by the final score it seemed like another legendary college coach from the state of Oklahoma, late Hank Iba.

The reason for the University of San Diego's low-scoring 46-41 win against the Dons on Saturday night before 1,834 fans at Jenny Craig Pavilion wasn't an Iba-styled deliberate offense.

No, it was just bad basketball.

"That might be the worst basketball game I was ever a part of," Sutton said. "It's certainly in the top five, I'll guarantee you that. But both teams' defense created some of the problems."

The 71-year-old Sutton, who coached legendary teams at Arkansas, Kentucky and Oklahoma State, came out of retirement on Dec. 26 to coach the Dons on an interim basis when former coach Jessie Evans took a leave of absence.

The USD game was his fourth on the Dons' bench, and he's still two wins shy of becoming the eighth coach all-time to reach 800 career victories.

"I didn't know it was going to be this hard until I saw the talent level of my team," Sutton said.

That was Sutton's welcome to West Coast Conference basketball.

"He has to catch a couple of more games and he'll enjoy it," said USD junior point guard Brandon Johnson, who returned to the lineup after missing Wednesday's loss to Cal



LENNY IGNEZI / AP

**USD's Rob Jones goes up for an easy dunk during the Toreros' 46-41 victory over San Francisco.**

State Bakersfield with a thigh contusion.

Johnson had only six points and one assist, but he is a key cog in the Toreros' offense.

"He's what makes us go," first-year USD coach Bill Grier said. "That kid is the heart and soul of our team. The training staff and Dr. (Paul C.) Murphy felt he could play, even though they knew he was only about 75 percent. That was a gutty effort by him. I thought early in game he tried to do too much. He wasn't letting the game come to him, but the second half he did a better job of running the team."

USD (8-10, 1-0) shot just 32.4 percent (12-of-37) from the field, 0.0 percent (0-of-7) from 3-point range and 61.1 percent (22-of-36) from the free-throw line.

San Francisco (4-12, 0-1) shot 31.5 (17-of-54) from the field and 9.1 percent (1-of-

11) from 3-point range, but hit 75 percent of its free throws.

At halftime, USD trailed 25-24 and junior forward/center Gyno Pomare (El Camino High) had 14 of his team's points. He finished with 18 and six rebounds while making 8-of-9 free throws.

"The big guy is a good player," Sutton said. "I congratulated him afterward and said, 'You're really a nice player.'"

[Comment at sports.nctimes.com.](http://Comment.at.sports.nctimes.com)

**SAN DIEGO CLIPPING**  
**North County Times**  
**Escondido**  
**JAN 13 2008**



LENNY IGNELZI / ASSOCIATED PRESS

Chris Lewis of USD defends against a jump hook by San Francisco's James Morgan during the first half on Saturday.



**SAN DIEGO CLIPPING**  
**SD Union Tribune**

JAN 13 2008

**LOCAL WOMEN**

# Dons trip up Toreros in WAC opener

UNION-TRIBUNE

Three USD players scored in double digits led by Mission Bay High alum Amber Sprague's 17 points, but it wasn't enough as the Toreros (9-6) dropped yesterday's West Coast Conference opener 80-62 to the host University of San Francisco Dons.

The Dons (10-6) were paced by Nicolia Simmons' 23 points. Shay Rollins added 18 and Dominique Carter scored 15 points. USF shot 51 percent from the floor. For USD, Sprague had 10 rebounds and Kiva Herman and Morgan Henderson added 11 points apiece.

JAN 13 2008

MEN'S COLLEGE BASKETBALL



USD's Gyno Pomare (left) and Chris Lewis battle USF's Dior Lowhorn for a loose ball. Scott Linnett/Union-Tribune

# Good, bad, ugly: Toreros win, but it's not pretty

By Hank Wesch  
STAFF WRITER



**TOREROS 46, USF 41**

**INSIDE:** The No. 5 UCLA men hand No. 4 Washington State its first loss of the season, 81-74. **C4**

Eddie Sutton has coached 1,117 NCAA Division I basketball games.

He walked out of the locker room at the J. Paulding Pavilion following last night's West Coast Conference opener against USD mumbling about it being the ugliest game in which he'd ever been involved.

When pressed, however, he mellowed slightly on the assessment.

"It's in the top five," Sutton said with a grin.

Ugly as it was, Sutton would have gladly accepted a victory that would have been No. 799 of his career. Ugly as it was, USD's Bill Grier accepted the 46-41 Toreros victory, his first WCC triumph as head coach, without reservation.

"I told the team afterward that it isn't about style points, it's about finding a way to win," Grier said. "That was not a pretty game. Just two teams kind of grabbin' and holdin' and slug-ging it out. We were able to step up and get the job done even if it wasn't a thing of beauty."

The teams combined for 35 turnovers, with USF topping the category, 18-17. USD "out-shot" the Dons 32.4 percent (12-for-37) to 31.5 percent (17-

SEE USD, C4



## ► USD

CONTINUED FROM PAGE C1

Sutton still sitting  
on 798 victories

for-54). The teams combined to go 1-for-18 on three-point attempts with USF making 1-of-11 and USD going 0-for-7.

The teams combined for 41 personal fouls with USF again achieving the higher total, 25-16. USD missed 14 free throw attempts, but outscored USF at the line 22-6, the Dons hitting 6-of-8.

Talk about an ugly classic. Or classic ugly. "Both teams' defense created some of the problems," said Sutton, who saw the Dons drop to 4-12 overall, 0-1 in league and 0-4 with him at the helm. "I thought their defense was pretty sound and we played well enough to win defensively, but in the first half our big guys didn't defend like they were told.

"Their big guy (Gyno Pomare) gets 14 out of 24 points. And the other thing we did that hurt us was foul. The fouls were one-sided, but I'm not criticizing the officiating. We committed a lot of fouls."

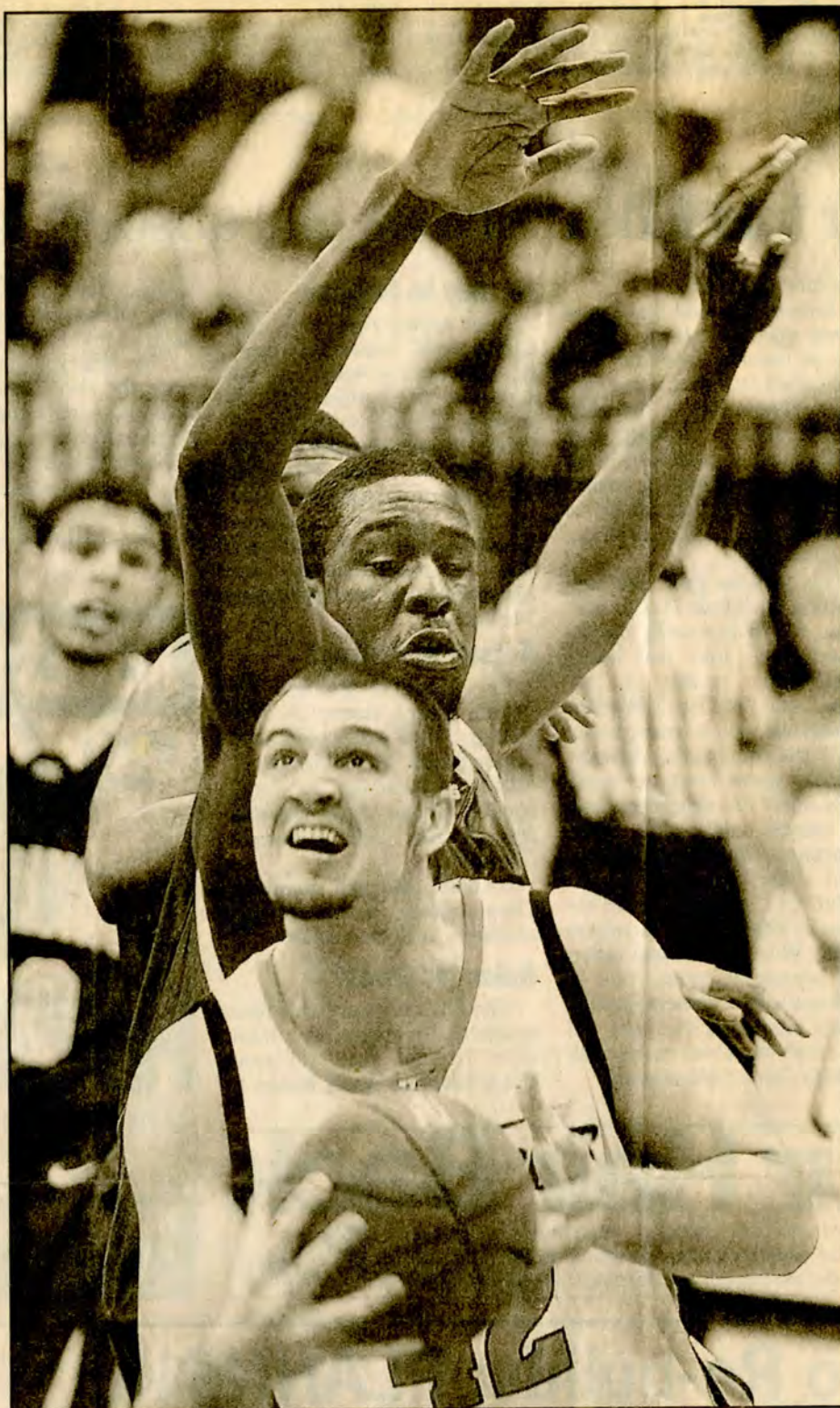
Despite Pomare's 14 points, USD (8-10, 1-0 WCC) trailed 25-24 at the break. The Toreros then "outscored" USF 22-16 in the second half. Behind 33-31 with under nine minutes to play, USD managed an 8-0 run in just over three minutes to get some breathing room and hit 7-of-10 free throws in the final 3:22 to secure the win.

Pomare finished with 18 points and six rebounds. Freshman Rob Jones scored 10 points and had seven rebounds for USD. It was a meaningful night for Jones, who hails from San Francisco.

"Before I was even thinking about what college I would play at, I watched USF play a lot of games in their home gym from a front-row seat," Jones said. "It just kind of hit me (last night), realizing that I'm in college and playing them in my first conference game."

Junior guard Brandon Johnson returned to the starting lineup after missing Wednesday's loss to Cal State Bakersfield with an injury. Johnson played 32 minutes but missed 6-of-7 field goal attempts and had only six points, 11 below his team-leading average.

**OTHER WCC GAMES:** Freshman guard Patrick Mills scored 16 points and dished out six assists to lead host **Saint Mary's** (14-2, 1-0) over **Santa Clara** (8-8, 0-1) 76-45. ... Josh Heytvelt had 19 points and five rebounds to lead **Gonzaga** (12-4, 1-0) to a 91-68 victory over host **LMU** (3-14, 0-1) ... Sherrard Watson scored 22 points and Nik Raivio had 17 points, eight rebounds and six assists as **Portland** (6-10, 1-0) beat host **Pepperdine** (6-11, 0-1) 82-78.



USD's Nathan Lozeau drives past USF's Hyman Taylor. Scott Linnett/Union-Tribune

## USD SUMMARY

## USD 46, San Francisco 41

SAN FRANCISCO	Min	FG-A	FT-A	R	A	F	Pts
Lowhorn	38	7-14	4-5	2-9	0	3	18
Cavic	30	0-8	0-0	1-3	2	1	0
Morgan	14	0-2	0-0	0-2	0	4	0
Quezada	32	2-15	0-0	2-4	4	2	4
Strong	24	2-4	0-0	1-4	0	5	4
Taylor	26	3-5	2-2	1-6	1	3	8
Hernandez	14	1-2	0-0	0-1	0	5	3
Hadley	22	2-4	0-1	0-1	1	2	4
<b>Totals</b>	<b>200</b>	<b>17-54</b>	<b>6-8</b>	<b>10-35</b>	<b>8</b>	<b>25</b>	<b>41</b>

Percentages: FG .315, FT .750. 3-Point Goals: 1-11, .091 (Hernandez 1-2, Lowhorn 0-1, Strong 0-1, Hadley 0-1, Quezada 0-2, Cavic 0-4). Team Rebounds: 5. Blocked Shots: 2 (Lowhorn 2). Turnovers: 18 (Lowhorn 5, Quezada 4, Strong 4, Taylor 2, Hadley, Hernandez, Cavic). Steals: 5 (Taylor 2, Hadley 2, Hernandez). Technical Fouls: None.

San Francisco (4-12)	25	16 - 41
USD (8-10)	24	22 - 46

USD	Min	FG-A	FT-A	R	A	F	Pts
Jones	34	4-8	2-5	0-7	1	4	10
Pomare	35	5-11	8-9	2-6	0	0	18
B.Johnson	32	1-7	4-7	0-6	1	2	6
T.Johnson	20	0-2	3-6	0-2	2	0	3
Jackson	37	1-4	3-5	1-2	2	2	5
Ginty	6	0-0	0-0	0-0	1	3	0
Lewis	23	1-3	2-4	3-7	1	5	4
Brown	7	0-1	0-0	0-0	1	0	0
Houston	4	0-1	0-0	0-1	0	0	0
Lozeau	2	0-0	0-0	0-0	0	0	0
<b>Totals</b>	<b>200</b>	<b>12-37</b>	<b>22-36</b>	<b>7-36</b>	<b>9</b>	<b>16</b>	<b>46</b>

Percentages: FG .324, FT .611. 3-Point Goals: 0-7, .000 (Brown 0-1, Jackson 0-1, Lewis 0-2, B. Johnson 0-3). Team Rebounds: 5. Blocked Shots: 2 (Jackson, Pomare). Turnovers: 17 (Jackson 5, B. Johnson 3, Lewis 2, Ginty 2, Pomare 2, Lozeau, Jones). Steals: 6 (Pomare 2, T. Johnson 2, Lewis, B. Johnson). Technical Fouls: None.

A-1,834. Officials-Sam Haddad, Tom Spitznagel, Michael Greenstein.



JAN 12 2008

# USF's Sutton hoping USD will turn favor

By Hank Wesch  
STAFF WRITER

Eddie Sutton has made major contributions to the USD men's basketball program over the past six years through two players who transferred from Oklahoma State to star for the Toreros — Jason Keep and Ross DeRogatis.

Today, coaching legend Sutton comes to town looking for a little something for himself — one of two more victories he needs to become the eighth NCAA coach to reach 800 wins.

Eight hundred isn't just a number to Sutton. It was the major factor in his decision to accept what he termed "the toughest challenge" of a 37-year career, come out of retirement and become the interim head coach at the University of San Francisco on Dec. 26, replacing Jessie Evans, who departed abruptly to take a still-unexplained leave of absence for personal reasons.

"It's very important," Sutton, 71, said of No. 800 upon his hiring. "I had a chance earlier this year to take a Division I job and didn't think I wanted to do it. From a selfish standpoint, it is something I'm very excited about."



## SAN FRANCISCO AT TOREROS

**Next Game:** Today, 6 p.m.,  
USF (4-11, 0-0 WCC) at USD (7-10, 0-0)

**On the air:** 4 San Diego, 1090-AM,  
105.7-FM

Sutton had been out of coaching for almost two years when he got the call from USF. He exited Oklahoma State in 2006 after pleading no contest to a misdemeanor charge of driving under the influence and since then has freely acknowledged being a recovering alcoholic.

In the latter part of his 16-year tenure at Oklahoma State, the alma mater program he arrived to rebuild after stints at Creighton, Arkansas and Kentucky, Sutton sent Keep and DeRogatis to USD with his blessings.

"Keep was always one to fight," Sutton recalled in a telephone interview Thursday. "Not in the games but out at a party or something. I thought he needed a change of scenery, we

SEE Sutton, D5



Douglas C. Pizac/Getty Images

## EDDIE SUTTON FILE

**Record:** 798-318 | **Seasons:** 37

**Head coaching stops:** Creighton (1969-74), Arkansas (1974-85), Kentucky (1985-89), Oklahoma State (1990-2006), USF (2007-08).

**Highlights:** Has taken his teams to 26 NCAA Tournament berths and three Final Fours. Coach of the Year in four conferences. AP National Coach of the Year in 1978 and 1986.

## ALL-TIME LEADERS

Most career coaching victories in Div. I:

1. Bob Knight*	899
2. Dean Smith	879
3. Adolph Rupp	876
4. Jim Phelan	830
5. Eddie Sutton*	798

\*Active

## ► SUTTON

CONTINUED FROM PAGE D1

### Longtime coach needs two wins to reach 800

checked around, they (USD) were interested in him and he had a good career there."

In his one-year career, the 2002-03 season, the 6-foot-10, 270-pound Keep tied USD's single-season record for points (540) and led the Toreros West Coast Conference to



Jan. 17, 2003

ment championship and the school's first NCAA Tournament appearance in 16 years.

"(DeRogatis) was a very good student, a terrific kid from a good family and a walk-on for us," Sutton said. "He played a little bit, but he wanted to play more and I told him he'd have to drop down a little bit (to a midmajor program). We kept in contact and I was so happy that he did play well for the University of San Diego."

DeRogatis, last season's leading scorer for the Toreros, holds school records for career and single-season three-pointers and twice tied the single-game record. He also made the

WCC All-Academic team three years in a row.

The USF team that Sutton brings for tonight's WCC season opener is 4-11 overall and 0-3 under his tutelage.

"I made the statement, and it probably offended some people in San Francisco, that this is the least talented team that I've ever coached," Sutton said. "They took it as I was slamming the players, but I wasn't doing that at all. It was just an honest statement. We've always had better players and that's why I've been able to win."

How long before USF will be a fully stamped Eddie Sutton team — demonic on defense

and efficient on offense?

"I would think by the first of February we'll look more like an Eddie Sutton team," he said.

This will be his only season at USF. Sutton doesn't take to living in a hotel nearly as well as Rick Majerus did during his time at Utah, even if it is across from Fisherman's Wharf and its abundantly excellent seafood.

And mainly, he's committed to going back to spearheading fundraising efforts of charitable organizations he's affiliated with in Oklahoma City and Tulsa.

Until then:

"I'm coaching as hard now as

"I would think by the first of February we'll look more like an Eddie Sutton team."

**EDDIE SUTTON,**

*USF coach*

I ever did at any of the other schools," Sutton said. "These kids deserve the best I can give them. And I hope when I leave here they are a lot better basketball players than they are now."



JAN 12 2008

# Favored, focused USD opens WCC play today

By Nicole Vargas  
STAFF WRITER

For years, the USD women's basketball team has entered the West Coast Conference race with its sights trained on the preseason favorite.

This time around, the Toreros will try out a new role.

No longer the hunter, USD is now the hunted.

"It's definitely a different feeling," said Toreros junior Amber Sprague.

The preseason pick to win the WCC, USD finally has earned the respect for which it has yearned.

Now, the challenge is to prove the Toreros deserve it.

"The team has been very focused on what we need to do," said coach Cindy Fisher, whose team opens WCC play today at 2 p.m. at the University of San Francisco. "They're ready."

USD (9-5) showed a glimmer of that late last month against nationally ranked Texas. Playing the Longhorns down to the wire in an 81-79 loss, the Toreros proved they are capable of meeting the expectations set by the league's coaches. One of USD's wins came against UCLA.

"The last two weeks of our nonconference (schedule) has really prepared us for conference play," Fisher said. "We saw a variety of teams that are very similar to the teams that we're going to play. We had athleticism. We had size. We had a more-of-a-zone team, a more-of-a-man team."

"We saw a lot of things in our last five games to prepare us."

That preparation will be key, Fisher said, because the parity in the eight-team WCC has increased this season.

The conference is off to one of its strongest starts in years. Its teams are a combined 69-48 (.590) overall, and 54-24 (.692) against teams from conferences around the West, including the Pac-10 and the Mountain West.

"There's no pushover team in conference," said Sprague, who is leading the team in scoring (17.4) and rebounding (7.7). "You have to bring it every game."

Among those off to a strong start is San Francisco. A year ago, the Dons were responsible for ending USD's run through the conference tournament and put the Toreros in jeopardy of missing out on a postseason berth.

USD hasn't forgotten that.



USD's Amber Sprague (left) should go over 1,000 career points today.

Earnie Grafton / Union-Tribune

"We're going to be the ones to beat, and practice has stepped up 100 percent," said freshman Brianna Estell, who along with classmate Sam Child, is getting significant minutes. "Everything is getting more intense as (conference play) gets closer."

And considering the WCC tournament is returning to the Jenny Craig Pavilion, the Toreros want to be in the best position possible to be successful on their home floor.

"Our goal is to be the best basketball team we can be on March 6," Fisher said. "When the conference tournament starts, we want to be the best basketball team we can be."

The run through conference will come with milestones.

Sprague is all but guaranteed to reach 1,000 career points in today's game, becoming the 10th USD player to reach that mark.

Fisher is two wins shy of her 100th career victory. Now in her third year as head coach of the Toreros, Fisher is 98-114, which includes a 59-81 record in five seasons at Wyoming.

Individual honors, though, won't mean nearly as much as fulfilling the goal of winning a conference title.

"We'd like to finish first," said Sprague, a Mission Bay High grad. "We have a lot to prove to (the teams in the conference) and ourselves."

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Jun. 17, 2003

## WCC WOMEN'S BASKETBALL

West Coast Conference teams, in predicted order of finish by staff writer Nicole Vargas:

- 1. USD (9-5):** The Toreros are more than able to live up to the expectations as the preseason pick to win the conference. Add in the incentive of hosting the conference tournament, and USD will be tough to top.
- 2. Gonzaga (10-6, 1-0):** The defending champion cannot be overlooked, thanks to a talented roster that includes former San Diego State standout Michelle Elliott.
- 3. Santa Clara (11-3):** The Broncos' seven-game winning streak is the longest for an SCU team since 2005-06, when the team won nine straight and the regular-season title.
- 4. San Francisco (9-6):** Senior Dominique Carter led the Dons to a 6-1 mark in December and the program's first six-game winning streak since 2001-02.
- 5. Loyola Marymount (9-7, 1-0):** Amanda DeCoud, the returning WCC Defensive Player of the Year, is averaging a team-best 10.7 ppg and league-leading 2.73 steals.
- 6. Pepperdine (5-9, 0-1):** The Waves have lost seven straight, albeit to a tough lineup of teams.
- 7. Portland (10-6, 0-1):** The Pilots' 10 early wins are their most entering conference play since 1996-97 (11-1).
- 8. Saint Mary's (8-8):** The Gaels' inability to defend has them needing a change to avoid the cellar.

**COLLEGE BASKETBALL**

# Without its star guard, USD just another team

**TOM SHANAHAN**  
FOR THE NORTH COUNTY TIMES

SAN DIEGO — The University of Kentucky faithful must be wondering how their royal Wildcats lost to a University of San Diego men's basketball team that dropped its second straight game on Wednesday night, this time to Cal State Bakersfield.

The answers lie largely in the box scores. USD junior point guard Brandon Johnson scored 27 points against Kentucky despite suffering a deep thigh contusion.

Against Bakersfield, Johnson was held out by USD's medical staff, and without him, the Toreros were sloppy with the ball in an 80-72 loss before 1,577 fans at the Jenny Craig Pavilion.

USD, now 7-10 as it prepares for its West Coast Conference opener Saturday

night at home against San Francisco (11), turned the ball over 22 times in the first half.

Bakersfield (5-12), playing its first year of Division I basketball after a history as a Division II power, won its second straight game after beating another WCC school, Loyola Marymount on Monday night 98-64.

"I was very disappointed in the way we finished off what has been a difficult preseason," first-year USD coach Bill Grier said. "(Bakersfield) came in with a lot of confidence after the way they performed at home against LMU. I just felt, defensively, we did a poor job of guarding the ball. We were in continual help, which led them to get 3s. I thought we were outscrapped for the ball. But the most glaring statistic is turnovers."

Grier said Johnson will need more treatment the

next two days before it is known if he can face USF.

USD junior forward/center Gyno Pomare, an El Camino High alumnus, led the Toreros with his fifth double-double of the season. He scored 18 points with a career-high 16 rebounds. Freshman forward Rob Jones added 18 points and nine rebounds.

"It's a setback," Jones said. "We wanted to come in with confidence and get everything rolling (for conference play). These next couple of days we have to focus hard. I feel San Francisco is a much more talented team than the one we just played."

USD led 28-21 with 7:57 left in the first half, but Bakersfield's Donovan Bragg (20 points) and Terrence Johns (18) combined for three 3-pointers as the Toreros were outscored 20-7 to fall behind 41-35 at halftime.

Comment at [sports.nctimes.com](http://sports.nctimes.com).



# Toreros short-handed, sloppy in defeat

By Hank Wesch  
STAFF WRITER

The end of the pre-conference season for the USD men's basketball team ended not with a bang, but with a stinker.

**CS Bakersfield**  
**80**  
**Toreros**  
**72**

Playing without leading scorer Brandon Johnson, sidelined with an injury, the Toreros reverted to sloppy play that was characteristic of much earlier in the season and lost to Cal State Bakersfield 80-72 last night before an announced crowd of 1,577 at the Jenny Craig Pavilion.

"I'm just very disappointed in how we finished off what has been a very difficult pre-conference season," said coach Bill Grier, whose Toreros dropped to 7-10.

Toreros junior Gyno Pomare had a prolific 18-point, 16-rebound game, the latter number a career high eclipsing his 15 a year earlier against Pepperdine.

Freshman forward Rob Jones had a season-high 18 points and nine rebounds and sophomore guard De'Jon Jackson a career-high 17 points.

But CS Bakersfield (5-12), a first-year NCAA Division I affiliate that had routed USD's West Coast Conference rival Loyola Marymount by 34 two days earlier, hit 10-of-19 three-point attempts and made 12 of its last 13 free throws to secure the win.

USD committed 22 turnovers, 15 in the first half. The total matched the team's second-highest of the season, against USC on Nov. 22, and was only three fewer than the season high forced by San Diego State.

Freshman Trumaine Johnson, who started in place of Brandon Johnson, had seven of the turnovers, his backcourt starting mate Devin Ginty three and junior guard Danny Brown came off the bench to contribute five.

"Obviously, the most glaring thing was we didn't do a very good job of protecting the ball," Grier said. "Some of these guys

**Online:** To read Hank Wesch's West Coast Conference basketball column, go to [uniontrib.com/sports/usc](http://uniontrib.com/sports/usc)

just weren't strong enough with the ball and that's disappointing.

"We took a big step backward in an area where I think we had showed a lot of improvement recently."

Brandon Johnson suited up but sat out the game with a bruised quadriceps near his right knee. Johnson sustained the injury in a collision during USD's Dec. 29 victory at Kentucky. It bothered him and was aggravated in a loss at Marshall two days later and persisted to the point that he had missed considerable practice time this week.

Grier seemed aggravated with the degree of diligence Johnson put forth in rehabbing the injury but said he was advised by team physician Paul C. Murphy and Associate Director of Athletics/Sports

Medicine Carolyn Greet to hold Johnson out.

"There's still some swelling, and when there's swelling around a contusion it's cause for concern," Grier said. "He could bounce back in the next couple of days, but we're not sure he'll be ready for the (WCC) opener."

USD hosts San Francisco on Saturday to start conference play.

CSU Bakersfield had 20 points from freshman guard Donovan Bragg, who went 4-for-4 from three-point range, the last being a killer 24-foot fallaway while closely guarded as the shot clock went off with just over two minutes to play. It gave the Roadrunners a 74-66 lead they protected well the rest of the way.

Two statistics told the story of a first half that ended with Bakersfield leading 41-35. The Toreros committed 15 turnovers, and CSUB went 7-for-12 on three-point attempts.

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## SUMMARY

### CSU Bakersfield 80, USD 72

#### BAKERSFIELD

	Min	FG-A	FT-A	R	A	F	Pts
Hall	33	4-11	8-8	1-8	0	2	16
CBrown	10	0-2	0-0	0-0	1	3	0
Bragg	32	6-10	4-4	0-3	1	1	20
Johns	36	6-9	4-9	4-8	2	3	18
Grasmick	22	3-10	2-3	0-2	6	2	11
Blakley	20	1-4	0-0	1-4	0	2	3
Rose	14	1-2	0-0	0-0	0	0	2
RBrown	13	1-6	0-0	1-2	0	1	2
Robinson	16	3-5	0-3	4-6	0	4	6
Lee	4	1-1	0-0	1-2	0	0	2
<b>Totals</b>	<b>200</b>	<b>26-60</b>	<b>18-27</b>	<b>14-37</b>	<b>10</b>	<b>18</b>	<b>80</b>

Percentages: FG .433, FT .667. 3-Point Goals: 10-19, 52.6 (Bragg 4-4, Grasmick 3-7, Johns 2-3, Blakley 1-2, R.Brown 0-1, Hall 0-1, Rose 0-1). Team Rebounds: 2. Blocked Shots: 4 (Hall, Robinson, Grasmick, Blakley). Turnovers: 12 (Bragg 4, Robinson 2, Hall 2, Grasmick 2, C.Brown, Blakley). Steals: 13 (Hall 3, Johns 3, R.Brown 2, Bragg 2, C.Brown, Blakley, Robinson). Technical Fouls: None.

	Min	FG-A	FT-A	R	A	F	Pts
Jones	23	7-14	4-4	5-9	3	4	18
Jackson	39	7-16	2-2	1-3	2	2	17
Pomare	35	5-12	8-10	4-16	0	2	18
Ginty	33	1-6	1-2	1-2	4	4	4
T.Johnson	37	2-9	1-1	3-5	3	3	5
Lewis	18	1-1	0-0	0-2	0	1	2
Brown	12	2-3	0-0	0-1	0	1	6
Lozeau	3	1-2	0-0	0-0	0	1	2
<b>Totals</b>	<b>200</b>	<b>26-63</b>	<b>16-19</b>	<b>16-41</b>	<b>12</b>	<b>18</b>	<b>72</b>

Percentages: FG .413, FT .842. 3-Point Goals: 4-15, 26.7 (Brown 2-3, Ginty 1-4, Jackson 1-5, T.Johnson 0-3). Team Rebounds: 3. Blocked Shots: 6 (Pomare 4, Jackson 2). Turnovers: 22 (T.Johnson 7, Brown 5, Jackson 3, Ginty 3, Jones 2, Pomare, Lewis). Steals: 4 (Ginty 2, Pomare, Lewis). Technical Fouls: None.

CS Bakersfield (5-12)	41	39	80
USD (7-1)	35	37	72

A-1,577. Officials-Rick Batsell, Jim Bannowsky, Steven Espinoza.



## USD trampled on road by Thundering Herd

ASSOCIATED PRESS

HUNTINGTON, W.Va. — Tirrell Baines scored a career-high 19 points, and Marshall never trailed in a 76-60 victory over the University of San Diego men's basketball team on Monday.

Baines' 19 points came on 6-for-8 shooting, and he grabbed six rebounds for a share of the team high with Markel Humphrey. Matt Walls added 12 points for Marshall after a 1-for-9 performance against Lipscomb on Saturday, and Mark Dorris scored 10 points.

Coming off a big 81-72

win at Kent State just two days before the Toreros (7-9) came to the road and never led in the game.

Marshall (7-4) controlled the first half with defense and rebounding. The Thundering Herd had 15 points off 11 USD turnovers and grabbed eight offensive rebounds for 11 second-chance points on its way to a 43-24 halftime lead.

In the second half, the Toreros got no closer than 16 points, and Marshall led by as many as 25 points.

Brandon Johnson scored 27 points for the second game in a row to lead USD in scoring.

Marshall outrebounded USD 34-22 and shot 50 percent from the floor.



JAN 25 2008

## No nerves for this QB in new football setting

By Willie Bans

SPECIAL TO THE UNION-TRIBUNE

His jersey was different, his teammates were different, his coaches were different.

But in an Offensive MVP



Josh Johnson

son played the way he did during his entire career as a Torero.

"I felt the same," Johnson said, "like I was playing in San Diego. I didn't take any different approach than any other game I've played. If I wasn't good enough to be there, I wouldn't have been there."

Johnson completed 5-of-11 passes for 78 yards and a touchdown. He also had three carries for 91 yards. He was comfortable against defenses consisting of players from major programs (USD plays in the nonscholarship Pioneer Football League in what was formerly known as Division I-AA). And he never really felt uncomfortable.

"My approach to it is, it's football," said Johnson, who set several career passing records at USD. "Your body is naturally going to react to what you're playing against, so you don't really have to change your way of thinking. You've just got to go out, play

the game and react."

Playing at a consistent level will be key in the future, Johnson said. In the week leading up to the Shrine Game, NFL scouts talked with him mostly to gauge his personality, offering little on-field advice other than to "just keep the chains moving," Johnson said. "That's what they want to see in a quarterback. They want to see the offense progressing down the field and you making smart decisions and not turning the ball over."

Johnson has been training in Pensacola, Fla., with about 10 potential first-day NFL draft picks, including USC All-America tight end Fred Davis and Cal All-America receiver and kick returner DeSean Jackson, who, along with Johnson, is represented by the DeBartolo Sports and Entertainment Agency, headed by former San Francisco 49ers owner Eddie DeBartolo Jr.

Next for Johnson is the NFL Combine in February at Indianapolis. Preparing for and participating in the Combine should make for a busy semester at USD, which begins classes Monday. Still, Johnson says he's not enamored with the fact he'll probably be the only pupil in the classroom with an agent and the best excuse to miss lectures next month.

"I don't look at it like that," Johnson said. "I'm still the same Josh. I'm gonna always be that same person. I'm never gonna change."



JAN 20 2008

EAST-WEST SHRINE GAME

# Do-it-all Robinson helps West best East

## USD's Johnson pitches in with late TD pass

ASSOCIATED PRESS

HOUSTON — Kevin Robinson lived up to his reputation as a player who can do it all, catching a touchdown pass and returning a punt for a score in the West's 31-13 victory over the East last night in the 83rd East-West Shrine Game.

The former Utah State star gave the West a 7-3 lead when he returned a

punt 72 yards for a touchdown late in the first quarter. He quickly dashed past the first wave of defenders, then outran a couple more before flipping the punter on his way into the end zone, which he flipped into the hands of Robinson.

Robinson extended the West's lead to 24-6 when he scored on a 5-yard pass from USD quarterback Josh Johnson in the fourth quarter. He finished with four receptions for 28 yards.

Johnson had three carries for 91 yards and was 5-of-11 for 78 yards passing.

San Diego State QB Kevin O'Connell also saw action. He was 4-for-8 for 49 yards passing. He also had three carries for 25 yards.

While at Utah State, Robinson broke the NCAA record for career all-purpose yards per play. He averaged 16.16 yards on 6,479 yards and 401 career plays. He had three kick returns for touchdowns this season and added one punt return score, making him the only player in the country with four returns for scores

SEE Shrine, C7



USD's **Josh Johnson** combined to rush and throw for 169 yards. He also threw a 5-yard touchdown pass in the fourth quarter.



Aztecs quarterback **Kevin O'Connell** completed 50 percent of his passes (4-of-8) for 49 yards. The senior also had 25 yards rushing.

## ► SHRINE CONTINUED FROM PAGE C1

### Local QBs on winning side in Houston

this season.

Houston's Anthony Alridge helped lead the West. After a forgettable performance in the Texas Bowl, Alridge closed out his college career in his home stadium with a game worth re-

membering.

Alridge scored on a 4-yard touchdown in the third quarter that pushed the West's lead to 17-3. It was a redeeming performance for the running back who struggled in Houston's 20-13 Texas Bowl loss to TCU last month.

Alridge had two reception for 39 yards.

Alvin Bowen extended the West's lead on a 20-yard interception return for a touchdown with 30 seconds left.

Minnesota Vikings running back Adrian Peterson stood on

the West team sideline for most of the first half, cheering on his former Oklahoma teammates. The four Sooners in the game were running back Allen Patrick, defensive back Marcus Walker, tight end Joe Jon Finley and kicker Garrett Hartley.

Patrick was injured in the first quarter and had just one carry for three yards. Hartley missed a 29-yard field goal in the second quarter, but gave the West a 10-3 lead with one from 23-yard just before half-time.

Walker intercepted a pass by Penn State's Anthony Morelli and returned it 22 yards in the second quarter.

The East team also had an NFL running back cheering it on in former Chiefs running back Priest Holmes, the former Longhorns star who retired this season.

Cory Boyd scored the only touchdown for the East on a 5-yard run in the fourth quarter. The East's other points came on field goals of 42 and 28 yards by Wisconsin's Taylor Mehlhaff.



JAN 20 2008

COLLEGE FOOTBALL

# Robinson propels West to Shrine win

ASSOCIATED PRESS

Kevin Robinson lived up to his reputation as a player who can do it all, catching a touchdown pass and returning a punt for a score in the West's 31-13 victory over the East on Saturday night at Houston in the 83rd East-West Shrine Game.

The former Utah State star gave the West a 7-3 lead when he returned a punt 72 yards for a touchdown late in the first quarter. He quickly dashed past the first wave of defenders and then outran a couple more before juking the punter on his way into the end zone, which he flipped into the air.

Robinson extended the West's lead to 24-6 when he scored on a 5-yard pass from University of San Diego quarterback Josh Johnson in the fourth quarter. He finished with four receptions for 28 yards.

While at Utah State, Robinson broke the NCAA record for career all-purpose yards per play. He averaged 16.16 yards on 6,479 yards and 401 career plays. He had



BOB LEVEY / ASSOCIATED PRESS

West quarterback Josh Johnson, of USD, looks for opening in the East-West Shrine Game.

three kick returns for touchdowns this season and added one punt return score, making him the only player in the country with four returns for scores this season.

Houston's Anthony Alridge helped lead the West. After a forgettable performance in the Texas Bowl, Alridge closed out his college career in his home stadium with a game

worth remembering.

Alridge scored on a 4-yard touchdown in the third quarter that pushed the West's lead to 17-3. It was a redeeming performance for the running back who struggled in Houston's 20-13 Texas Bowl loss to TCU last month.

The crowd at Robertson Stadium cheered loudest on his score. He then showed off with his rendition of rapper Soulja Boy Tell'em's "Crank That" dance in the end zone, while fans held up signs supporting him including one that read 'Anthony's Army Forever.'

Alridge had two receptions for 39 yards.

San Diego State's Kevin O'Connell was 4-of-8 passing for 49 yards for the West. Johnson was 5-of-11 for 78 yards and rushed three times for 25 yards.



JAN 18 2008

# JSD QB set for closeup on national Shrine stage



USD All-America  
quarterback **Josh  
Johnson** set school  
career records for  
passing yards (9,699),  
touchdowns (113) and  
completions (724).

By Willie Bans

SPECIAL TO THE UNION-TRIBUNE

OAKLAND — Before he would drift off to sleep in his home on 36th Street in Oakland, Josh Johnson could hear the cars exiting Interstate 580, its off-ramp in front of the two-story house he lived in as a teenager.

Later in those nights, the sounds of brakes screeching at a nearby stop sign would be mingled in his dreams with visions of touchdowns and high-fives. It seemed real to Johnson, but when he woke up, he told himself that playing college football was just a dream and probably always would be.

"I never thought it would be a reality because I never knew anybody who actually did it," said Johnson, who as a skinny, undersized teenager (5-11, 150 pounds) played quarterback at Oakland Tech High.

Years later, Johnson — now 6-3 and 200 pounds — became the best and most celebrated player ever at USD, and is in position to go beyond all those early dreams and play in the NFL.

A Nov. 17 loss at UC Davis completed a college career in which the All-American set school records for pass-

SEE Shrine, D5

## ► SHRINE

CONTINUED FROM PAGE D1

### USD's Johnson has something to prove

ing yards (9,699), touchdowns (113) and completions (724). He was 30-4 as a starter and, in his senior year, led the Football Championship Subdivision (formerly Division I-AA) in total offense (371.4 yards per game) and passing efficiency (198.3).

And despite his accolades and few flaws (he had one interception this past season), Johnson knows his critics' main query: Can he perform outside of the nonscholarship Pioneer Football League?

It's the biggest question he's answering in the week of practice before he plays in the East-West Shrine Game in Houston tomorrow, essentially the most significant job interview of his life. He'll be one of three quarterbacks on the West roster, along with Sam Keller of Nebraska and Kevin O'Connell of San Diego State.

"Now you get a chance to show people they can't use that excuse, 'Well, he plays all right, but can he do it against these guys? Can he do it against other guys?'" Johnson said Monday after the first day of practice in Houston. "I mean, only time will tell and right now I'm getting the opportunity to do that."

The prospect of Johnson being a pro quarterback — some mock NFL drafts project him as high as a third-round pick — and the reality of his upcoming college graduation are plenty to make his mother, Rosemary Whisenton, proud.

Still, Whisenton, who's lived in Oakland's inner city for more than five decades, is aware that each move or decision by her son in practice and the game could slightly sway his draft fate, thus affecting a family's modest financial situation and his ability to pay off student loans a little faster.

"I think about that every day now," Whisenton said while sitting on a couch steps away from a tall case with Johnson's trophies and plaques in a corner of the living room. "My feeling is you take it one step at a time, and if you make it, you make it. If not, life is still going to go on. We're gonna do what we have to do to survive."

Johnson insists he isn't dwelling on how his life can change on draft weekend, April 26-27.

"You think about it, but I can't just do too much about it right now other than putting myself in the position to get there," he said. "It's not going to come to me if I don't work for it. It's not going to come to me if I don't perform, so that's why I can't worry about it right now."

Johnson — who also has been invited to the NFL Combine, where he will be closely evaluated by league scouts — already has enough motivation for the game. A close relative died two weeks ago, just a few days after a high school friend of Johnson's was shot dead. Those losses happened while he was away from Oakland (he was training in Florida) and gave him a heavier heart to carry underneath the West jersey he'll wear tomorrow.

"It just makes you realize you can't take life for granted," Johnson said. "You've got to take advantage of your opportunities."

Johnson's big break came when former USD coach Jim Harbaugh was told about the signal-caller by a local coach. At the time, college recruiters didn't exactly have Johnson's phone number on speed dial ("If they sent letters, I never saw 'em," Whisenton said). Harbaugh saw something most didn't.

"That was the day my life changed," Johnson said.

Harbaugh went on to groom Johnson and call him the best quarterback in college football — during his junior year.

Having a former pro quarterback tout him that much certainly helped Johnson's cause, and last year a scout from almost every NFL team saw a USD practice or Johnson's film. Ted Tollner, who did radio commentary for Toreros games, was on the advisory board for the Shrine Game and sold Johnson to others. Now, it's tough to call Johnson a hidden jewel when his name constantly comes up in pundits' sleeper picks.

In early October, Ethan Waugh, a San Francisco 49ers scout, wrote on the team's Web site that Johnson "possesses a quick release, uncanny accuracy, great athleticism and the added bonus of playing in a pure 'West Coast' offense." Early this week, Johnson already was making a mark, as David Fox of Rivals.com reported that "he drew one of the largest groups of scouts in post-practice interviews" Monday.

Johnson had another group's attention during Thanksgiving break, according to Whisenton, when he and USD teammate Anthony McCrady visited a small elementary school in the East Bay for students with behavioral problems, children who said they had never seen anybody from the area go to college.

There was one boy who, that day, was wearing new clothes and desperately wanted Johnson to sign his pants, so he called his mother and pleaded, "Please, please Mama, let J.J. sign my pants," to which the mother asked, "Who's J.J.?"

The boy, who maybe only dreamed about one day meeting a pro football player, said with certainty, "It's Josh Johnson."



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**JAN 18 2008**

**QBs on display**

**Kevin O'Connell** of San Diego State and **Josh Johnson** of USD are two of the three quarterbacks for the West team in Saturday's East-West Shrine all-star game in Houston.

**Sam Keller** of Nebraska is the third West quarterback.

San Diego State offensive lineman **Will Robinson** is also on the West roster.

Kickoff is 4 p.m. on ESPN2.

**SAN DIEGO CLIPPING**  
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**JAN 24 2008**

**Toreros back in poll**

The University of San Diego baseball team has been ranked No. 11 in the preseason Baseball America top-25 poll released Tuesday.

USD is coming off the best season in program history with a 43-18 record, the first 40-win season in the history of the team. The Toreros won their third West Coast Conference championship and earned a program-first No. 8 national seed in the NCAA Regionals.

Returning for the Toreros are three All-American pitchers — second-team All-Americans and Team USA members **Brian Matusz** (10-3, 2.85 ERA, 163 strikeouts) and **Josh Romanski** (9-1, 3.05 ERA), along with closer **AJ Griffin** (6-2, 2.70 ERA, 11 saves), who was named a freshman All-American.